The Sydney Morning Herald.

"IN MODERATION PLACING ALL MY GLORY, WHILE TORIES CALL ME WHIG—AND WHIGS A TORY."

TERMS OF SUBSCRIPTION. *Sydney, Fifteen Shillings per Quarter. Single Numbers, Sixpence. Country, Seventeen Shillings and Sixpence per Quarter. Ten per cent. discount for payment in advance, and ten per cent. added if accounts are allowed to run over six months.* | VOL. XVIII. | MONDAY, AUGUST 19, 1844. | No 2266. | CASH TERMS FOR ADVERTISEMENTS. *For one inch and under, Three Shillings, and One Shilling for every additional inch, for each insertion.*

The only persons authorised to receive Moneys and Communications on account of the "SYDNEY MORNING HERALD" *(except at the Office of Publication, Lower George-street, Sydney) are* MR. JOHN HARRIS, *and* MR. WM. BALL, *Collectors, Sydney;* MR. JOSEPH HUNT, *Balmain;* MR. T. M. SLOMAN, *Bathurst;* MR. LIBAN WHITE, *Windsor;* MR. HUGH TAYLOR, *Parramatta;* MR. A. W. LARYMORE, *Maitland and Wollombi;* MR. JOHN BROWN, *Campbelltown;* MR. JOHN COLEMAN, *Penrith;* MR. FINCHAM, Postmaster, *Wollongong;* MR. ROBERT CRAIG, Cabinetmaker, *Goulburn;* MR. JOHN M'KINLAY, Postmaster, *Cassilis and Merton;* MR. JOHN GRAY, *Queanbeyan;* MR. THOMAS HOPE, Deputy Postmaster, *Singleton and Jerry's Plains;* MR. WILLIAM PRITCHARD, Deputy Postmaster, *Liverpool;* , *Berrima;* MR. ROBERT DAVISON, *for the District of Yass;* MR. THOMAS DOWSE, *Moreton Bay;* MR. JOHN HOULDING, Postmaster, *Raymond Terrace;* MR. PIERCE HEGARTY, *Muswellbrook;* MR. HENRY ALDERSON, *Clarence River;* MR. JOSEPH LLOYD, *Port Phillip;* CAPTAIN THOM, *Launceston and Van Diemen's Land;* MR. WILLIAM BARNARD RHODES, *Wellington, for Port Nicholson and Cook's Straits, New Zealand; who are provided with Printed Receipts, with the written signatures of* "KEMP AND FAIRFAX," *who hereby give Notice that no other will be acknowledged for debts accruing from January 1, 1841.*

The "SYDNEY MORNING HERALD" *is Published every Morning (Sundays excepted); and the Quarters end the 31st March, 30th June, 30th September, and 31st December; at which periods* ONLY *can Subscribers decline by giving Notice and paying the amount due to the end of the Current Quarter.* ADVERTISEMENTS *must specify on the face of them the number of times they are intended to be inserted, or they will be continued till countermanded, and charged to the party. No Advertisements can be withdrawn after Eleven o'clock, a. m., but new ones will be received until Nine o'clock in the Evening. No verbal communications can be attended to, and all letters must be post-paid or they will not be taken in.*

SPECIAL NOTICE.

THE Subscribers to this Paper, and the Public generally, are respectfully informed, that the following Rules are strictly adhered to;—

In Sydney.—No new Subscribers will be received without *one quarter* being paid in advance, for which ten per cent. will be allowed; the subscription in advance being 13s. 6d. per quarter.

In the Country.—No new Subscribers will be received without *half-a-year* being paid in advance, for which ten per cent. will be allowed; the subscription in advance being £1 11s. 6d. per half-year; and the Proprietors must be furnished at the time with a written undertaking that all future payments, both for subscription and charges of advertisements, shall be made in Sydney, or by the hands of an Agent.

In all cases, whether in Town or Country, the names of persons will be struck off the subscription list, when the arrears against them have stood over twelve months, and proceedings for recovering the amount due will be instituted.

Advertisements must be paid for previous to their insertion.

In all cases of Insolvency, when the party is a Subscriber to this Journal, the name is at once erased from the Subscriber's Book; and if he wish to take the paper in future, he must comply with the rule affecting new Subscribers, and pay in advance.

REDUCED FARES.
PARRAMATTA STEAMERS.

	Cabin	Steerage
Parramatta,	2s. 0d.	1s. 3d.
Kissing Point,	1s. 6d.	1s. 0d.
Bedlam Ferry,	1s. 0d.	0s. 9d.

Contractors

	per Annum,	per Quarter,	per Month.
Parramatta,	£20	£5 5s.	£2 0s.
Kissing Point,	£16	£4 4s.	£1 10s.
Bedlam Ferry,	£12	£3 3s.	£1 5s.

(Payable in advance, and not transferable.)

THE Inhabitants of Parramatta are informed that the Town Coach is discontinued, but that they may now depend on the Packets leaving and arriving at THE QUEEN'S WHARF, PARRAMATTA, arrangements having been made to discontinue the practice of landing and receiving Passengers, as hitherto, at REDBANK.

GOODS arriving, or for shipment, by the Steamers, will be taken charge of at the Wharf, Parramatta, where a person will be in attendance for that purpose.

Ample Storeage, FREE OF CHARGE, is provided at the Commercial Wharf, Sydney, for WOOL, TALLOW, and other produce, conveyed by these Packets, where every facility is afforded for campling, effecting sales, &c.

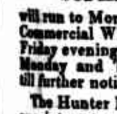
N.B.—The Freights on all Goods to and from Parramatta, and intermediate places, must in future be paid at the Booking Office, Commercial Wharf.

JAMES PATERSON,
Manager.

The present hours of sailing are.
From Sydney, at 9 A.M., and 1 and 4 P.M.
From Parramatta, at 8 and 11 A.M., and 4 P.M.

Sydney, August 5.

STEAMER TO HUNTER'S RIVER.



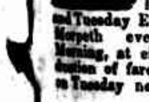
THE Hunter River Steam Company, having undertaken for the present the Wollongong trade, at prices that must give great satisfaction to that district, the public on the Hunter are respectfully informed that the

SOPHIA JANE, Steamer,

will run to Morpeth *twice* a week, leaving the Commercial Wharf every Tuesday as well as Friday evening, at 8 P.M., and Morpeth every Monday and Thursday morning, at 8 A.M., till further notice.

The Hunter River Public, if true to their own interest, will support this vessel, as it is the intention of the Proprietors to continue her in this trade, at very reduced rates, if she meets with ordinary encouragement. 2178

NOTICE.



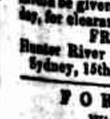
THE *TAMAR* will continue to run to and from Sydney and Hunter River, leaving Sydney every Friday and Tuesday Evening, at eight o'clock; and Morpeth every Monday and Thursday Morning, at eight o'clock, at a further reduction of fares and freights to commence on Tuesday next, the 20th August.

	Saloon.	Steerage.
Fares to or from Newcastle,	3s.	1s. 6d.
" Raymond Terrace,	8s. 6d.	1s. 6d.
" Morpeth, ...	4s.	2s.
Freight—dead weight	8s. 6d.	10s. ton,
Measurement............	5s.	" "

FRANCIS CLARKE,
Manager.

Hunter River Steam Navigation Company, August 16. 2241

STEAM TO BOYD TOWN, MELBOURNE, AND LAUNCESTON.



THE first class Iron Steamer, *SHAMROCK*, G. Gilmore, Commander, will leave Sydney for the above Ports, on Friday, 23rd August, at 9 o'clock in the morning, precisely. Shippers are requested to have their goods at the wharf by 6 o'clock on Thursday evening, and passengers' names should be given in at the office on the same day, for clearance by the Water Police.

FRANCIS CLARKE, Manager.
Hunter River Steam Navigation Company,
Sydney, 15th August. 2168

FOR LONDON,
With quick despatch,

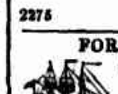
THE A1 TEAK SHIP *GREENLAW*, Captain John Edgar, 430 tons. For freight or passage apply to
GRIFFITHS, GORE, AND CO.

FIRST VESSEL FOR AUCKLAND.

THE fine new brigantine *COOLANGATTA*, 120 tons, burthen, R. Napper, master, being unexpectedly detained, will not clear at the Custom House until this day, 19th instant, at twelve o'clock; has room for a few tons light freight, and two cabin passengers. Apply on board at Grose's Wharf, or to

JOHN GIBLETT,
2275 292, Pitt-street.

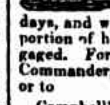
FOR LONDON DIRECT,



THE fine first-class Barque *CEYLON*, 253 tons register, E. W. Beazley, Commander, has the greater part of her cargo ready for shipment and will meet with despatch. For freight or passage apply to

R. RAMSAY, SEN., AND CO.
Hunter-street, August 15. 2174

FOR LONDON.



THE fine fast-sailing A1 ship *MEG MERRILIES*, 316 tons, Captain Thomson, will commence loading in a few days, and will have quick dispatch, a large portion of her dead weight being already engaged. For freight or passage apply to the Commander, on board, at Campbell's Wharf, or to SMITH AND CAMPBELL.

Campbell's Wharf, August 15.

N. B.—Goods intended for shipment by this vessel will be received and stored by the agents until she commences loading. 2131

PHILHARMONIC CONCERTS

THE Seventh Philharmonic Concert will take place at the Royal Hotel, This Day, August 19th, when, in addition to the kind aid of numerous amateurs, and the efficient orchestra already engaged, the Conductor has been honoured with Colonel Despard's permission to avail himself of the assistance of the superb BAND of the 99th Regiment. Both overtures and several choice pieces will be arranged accordingly for the double orchestra.

LEADER......MR. GIBBS.
CONDUCTOR ..MR. NATHAN.
For particulars see programme. 2156

MARINERS' CHURCH.

THE Public is respectfully informed that the Mariners' Church, will be opened on Tuesday, 20th instant, when two Sermons will be preached. That in the morning, at eleven o'clock, by the Rev. Dr. Ross; and in the afternoon, at three o'clock, by the Rev. D. J. Draper. The opening services will be extended to Sabbath, 25th instant, when the Rev. M. T. Adam will preach at eleven A. M. and the Rev. Dr. Lang at three P. M. Collections in aid of the Funds will be made at the conclusion of each service. 2276

PUBLIC MEETING.

THE COMMITTEE of the SYDNEY BETHEL UNION beg to announce to the friends of seamen and the public in general that a meeting will be held on TUESDAY EVENING, 20th instant, at seven o'clock, in the Wesleyan Centenary Chapel, York-street, when addresses will be delivered by various friends.

A collection will be made in aid of the funds of the institution. 2277

PASTORAL ASSOCIATION of New South Wales.

COMMITTEE.

CHAIRMAN—BENJAMIN BOYD, Esq.
W. BLAND, Esq., M.C.
M. C. O'CONNELL, Esq.
W. C. WENTWORTH, Esq., M.C.
W. DUMARESQ, Esq., M.C.
THOMAS WALKER, Esq., M.C.
GEORGE M'LEAY, Esq.
JOHN DOBIE, Esq., J.P.
R. GRAHAM, Esq.
DR. NICHOLSON, M.C.
FRANCIS TAAFFE, Esq.
ROBERT GORE, Esq.
W. FOSTER, Esq., M.C.
J. PHELPS ROBINSON, Esq., M.C.
CHARLES COWPER, Esq., M.C.
O. BLOXSOME, Esq.
J. BLAXLAND, SEN., Esq., M.C.
H. H. MACARTHUR, Esq., M.C.
R. WINDEYER, Esq., M.C.
ROBERT JOHNSTONE, Esq.
ROBERT LOWE, Esq., M.C.
F. LORD, Esq., M.C.
W. H. SUTTOR, Esq., M.C.
D'ARCY WENTWORTH, Esq., M.C.
HENRY O'BRIEN, Esq., J. P.
T. A. MURRAY, Esq., M.C.
WILLIAM LAWSON, Esq., M.C.
JOHN PANTON, Esq., M.C.
WILLIAM BRADLEY, Esq., M.C.
LACHLAN M'ALISTER, Esq., J.P.
WILLIAM BOWMAN, Esq. M.C.,
WILLIAM M'LEAY, Esq.

J. Phelps Robinson, Esq., M.C., having been appointed Treasurer of the Association, the Subscriptions of persons desirous of becoming Members are to be paid or remitted to that gentlemen, at No. 2, Church-hill, where also communications for the Secretary are to be addressed.

CHARLES D. LOGAN,
Secretary.

Sydney, April 22. 5075

HUNTER RIVER STEAM NAVIGATION COMPANY NOTICE.

A DIVIDEND of Ten Shillings per Share will be payable to the Shareholders of the Hunter River Steam Navigation Company, at their offices, in Sussex-street, on and after Monday, the 2nd day of September next.

FRANCIS CLARKE, Manager.
Hunter River Steam Navigation Company,
Sydney, August 2. 1555

CONVEYANCE TO WOLLONGONG.

MR. BENJAMIN RIXON begs to inform the Public, that on and after Saturday next, the 10th instant, he will run a Conveyance from Wollongong to Sydney, in conjunction with the Parramatta Steamboat.

FARES.

From Sydney to Wollongong, 12s.

All passengers and parcels to be booked at the Commercial Wharf, Sydney, (being the only booking office,) on Saturday, Monday, and Wednesday Evenings. The Conveyance will leave Mr. Coulson's Inn, Wollongong, for Sydney, on the Mornings of Monday, Wednesday, and Friday, at 9 A.M., at which place all passengers and parcels must be booked.

Wollongong, August 5. 1704

MANEROO.
SHEARING SUPPLIES.

THE Settlers in the District of Maneroo are informed, that they can be furnished with all necessary shearing supplies at the Store, Boyd Town, Twofold, Bay, at moderate prices:—

Tea	M'Manus's Parramatta
Sugar	Drays
Flour	Woolpacks
Tobacco	Sheep shears
Salt	Seaming twine
Soap	Boots and shoes
Soda	Blankets and rugs
Corrosive sublimate	Slops of every description
Hardware	
Earthenware	

N. B. Sheep, cattle, hides, sheepskins, wool, or tallow, delivered at the township, taken in exchange, the distance from Hibbert's being forty miles, on an excellent road. Every facility for the shipment of wool and produce by regular packets to Sydney. 894

NOTICE.
GOULBURN STORE, QUEANBEYAN.

THE undersigned beg to inform their friends and the public in general, that they have constantly on hand a most extensive assortment of every description of merchandise, suitable for private families, settlers, innkeepers, &c., which they offer in terms to meet the present depressed state of colonial affairs. Having made considerable reductions in their former charges they are precluded from giving credit, consequently the business in future will be conducted for cash only.

Having in a former advertisement given notice that all outstanding accounts to the 31st December, 1843, remaining unpaid on 1st June, 1844, would be placed in their solicitor's hands for recovery, and having received several applications from their customers for an extension of time, they take this opportunity of stating, that in compliance with their request they have resolved to prolong the time to September 1st, 1844, when all accounts not settled will be positively sued for without further notice or delay.

BENJAMIN AND MOSES.
Goulburn Store, Queanbeyan, July 31.

*** Wool, tallow, sheepskins, hides, and every other description of colonial produce, taken in exchange at the highest market prices. 2066

EVERY DESCRIPTION OF
BOOK AND JOB PRINTING,
PERFORMED with accuracy and despatch, at low prices, by
KEMP AND FAIRFAX.

DAGUERREOTYPE.
49, HUNTER-STREET.
Immediately opposite the Stores of Messrs. Flower, Salting, and Co.

MR. G. B. GOODMAN begs to apprise the public, that the Daguérréotype Building, at the rear of his residence, 49, Hunter-street, being completed, is now open to the public.

The price of a portrait is 21s., including a handsome gilt and morocco frame. 145

MR. JAMES SIMMONS

BEGS to inform his friends and the public in general, that he has commenced business at his Stores, 367, Castlereagh-street, and has on Sale the following Goods, which he will sell either by invoice, package, or piece, to suit purchasers, on the most liberal terms:—

Silks
Satinettes
Taffeta and gauze ribbons
Satin and velvet scarfs and cardinals
Silk and crape shawls, and a
Variety of splendid shawls
India and British corahs
Rich black gros
Black bandannas, &c.
White cantoon, extra stout
Gold end shirting
Cambric ditto
Super ditto
8-4 and 4-4 sheeting
Rolled jacconets
Silecia linings
Cotton and linen bedticks
Muslins and lenbs
Chintz prints
Ditto furnitures
Bengal stripes
Navy blue prints
9-8 Town printed jacconet muslins
Oille's and Cobden's prints
Rich de laine dresses, in great variety
Merinos
Plain and printed Lamas
Orleans cloth
Brown hollands
4-4 Scotch sheeting
Canvass, No. 1 to 6
Cotton handkerchiefs
Printed jeans
Rich printed velvets
Fifty trunks men's, women's, and children's shoes.

SLOPS.

Moleskin trousers
Cantoon ditto
Doeskin ditto
Miller's drab ditto
Buckskin ditto
Moleskin jackets
White ditto
Beaver coats, trimmed with velvet
Velveteen coats
Pilot ditto
Waistcoats, in great variety
Fine white shirts
Youth's ditto ditto
Regatta shirts, large sizes
Two and two striped ditto, ditto
Blue serge shirts
Men's and youth's caps
West country cloths and kerseymere
Buckskins and doeskins
Superior cloth carriage lining
Fifty crates earthenware, consisting of bowls and saucers, jugs, dinner sets and toilet ditto
China bowls, ornaments, &c.
Brussel's carpetting and hearth rugs
Four hundred kegs of the very best nails, shingle, batten, three-inch spikes, battens from ——
Trace chains, dog chains, frying pans
Spades, shovels, and patent wheat mills, to grind and dress
Pickles, mustard, olives, sauces, &c.
With numerous other goods.

Stores, 367, Castlereagh-street.

N.B.—J. S. is a purchaser of Wool and Tallow. 40

REAL FERINTOSH.

GEORGE WILKIE begs to inform his friends and the public, that he has received a quantity of the above famed Whisky, superior to any hitherto imported, and being bottled can be had in any quantity: strength 8 O. P.

London Tavern, George-street,
August 16. 2263

REMOVAL.

THE Undersigned has removed to the premises, No. 2, Spring-street, lately occupied by Messrs. J. L. Frew and Co.

ABRAM BRIERLEY,
Sydney, August 14 2138

☞ TAKE NOTICE!!!

JUST OPENED, at TRAFALGAR HOUSE, and in order to insure the continued favours of the public generally, will be sold at the very low prices quoted below:

Fifty pieces Domett, Lancashire, and Welsh flannels, commencing at the unprecedented low price of 7d. per yard
One hundred and fifty pieces super calico, only 8d. per yard
A very large variety of regatta shirts, neat stripes, and fancy patterns, warranted fast colours, from 1s. 9d. each to the best that are made
Two hundred pieces unbleached calico, every width and quality made, will be sold at a very great sacrifice
Thirty dozen boys' superior undressed holland blouses, from 3s. 9d. each
Gentlemen's ditto ditto ditto, commencing at 5s. 6d.
Ditto superfine cloth dress coats, 30s. each, really worth 60s.
Ditto ditto ditto frock ditto, 42s., ditto ditto 80s.
Ditto cloth, buckskin, and cassimere trousers, equally cheap
An extensive variety of 10-4 damask cotton and worsted rugs, only 8s. each
One box black and white lace collars, from 6d. to 1s. each, well worth 2s. 6d.
White cotton braces, from 4d. per pair
Gentlemen's India-rubber ditto, only 11½d. per pair
Blue pilot cloth, from 3s. 9d. per yard
One case containing a complete assortment of baby linen, at very low prices
One bale Kidderminster and Venetian carpets
A large variety of hosiery and haberdashery, general drapery, and slops, at prices which cannot fail to afford every satisfaction to purchasers.

In addition to the above, a large assortment of Boys' velveteen, gambroon, and moleskin trousers, commencing at 3s. 6d. per pair.

OBSERVE—TRAFALGAR HOUSE,
GEORGE-STREET, NEARLY OPPOSITE THE POST OFFICE. 2048

TO LADIES.

WILLIAM COLEMAN, intending to close a consignment of Norwich Shawls and Scarfs, begs to announce, that he will sell them very much below the cost price in London. 1257

FANCY BALL! FANCY BALL!!

MESSRS. BIRNSTINGL AND CO. have received by the *Meg Merrilies*, a large assortment of gold and mosaic jewellery, consisting of, gold and silver watches, gold chains, rings, ladies' and gentlemen's rings, pins, brooches, &c, &c, which will be opened in a few days.

☞ Through the kindness of Captain Thompson of the *Meg Merrilies*, Messrs. B. and Co. have already received a few brilliant head ornaments, pins, brooches, rings and clasps, small crosses, &c., just in time for the Fancy Ball.

BIRNSTINGL AND CO.,
Jewellers and Watchmakers.

JUST RECEIVED.

J. GOULD begs leave most respectfully to acquaint his customers, and the public generally, that he has just received an assortment of STAFFORDSHIRE WARE and GLASS WARE, consisting of the undermentioned articles, which he is desirous of offering at low prices; viz.:—

Dinner and dessert services
Breakfast, tea, and coffee ditto
Toy dinner sets
Toy tea sets
Fancy jugs, in great variety
Bed pans and commode pans
English stone jars, of sizes
An assortment of colonial ware
Cut and plain glass
Spare cut-glass bottles, for liqueur frames
Sets of cut-glass bottles, for cruet frames, &c.

N. B.—Customers removing from Sydney, and wishing to have their china and glass packed up, can be accommodated on moderate terms.

Staffordshire and Glass Warehouse,
No. 421, George-street. 1487

LEECHES! LEECHES! LEECHES!

JUST RECEIVED from the Interior, a large supply of very fine and healthy leeches, at

C. M. PENNY'S,
Medical Establishment, 558, Lower George-street, Sydney. 2164

ON SALE, at the Stores of the Undersigned, Ex *HAIDEE*—

Chintz fancy prints
Printed overlengths
Striped shirtings
Grey calicos, from 27 to 73 inch
White shirtings and supers, 25 to 36 inch
White sheetings, 66 inch
Merinos and Parramattas
Ironmongery and hardware
Earthenware

ALSO ON HAND, EX RECENT ARRIVALS,

Blankets
Hats (superfine)
Lastings
Damasks
Gambroons
Roman cement
Ewbank's patent nails, all sizes
Iron rain-water pipes and eaves guttering, with beads, shoes, and elbows
Sheet lead, from 3 to 6 lbs. per foot
Blasting powder, (large grain)
Bar, bundle, nail-rod, and sheet iron
American clocks
Walking sticks and accordions
Single and double percussion guns
Jewellery, and a general assortment of fancy goods in silver, &c.
Glass, china, and earthenware,—an extensive assortment, comprising every article in demand
Drugs and chemicals
French olives
English wax candles.

R. M. ROBEY,
1047 427, George-street.

SULPHURIC ACID.

A FEW cases Sulphuric Acid in Winchester quarts, on sale, by

LEWIS LEON,
79 and 80, George-street.
August 15. 2188

WOOL.

THE undersigned is a purchaser of Wool, for cash.

ABRAM BRIERLEY,
2272 2, Spring-street.

NEWCASTLE COAL.

NOTICE.—The price of Coal at the Australian Agricultural Company's Wharf, Miller's Point, has this day been reduced one penny per bushel, viz., to
Seven-pence per bushel on the Wharf,
Eight-pence per bushel delivered;
Fourteen bags of two bushels each, 16s. 4d. on the Wharf,
Ditto ditto, 18s. 8d. delivered.
Extra cartage as usual according to distance.

All payments to be made before delivery to Mr. F. Ebsworth, Agent for the Australian Agricultural Company, Miller's Point, or Bligh-street, Sydney, where orders will be received.

P. P. KING,
Commissioner,
Australian Agricultural Company.
July 1. 27

TO BE SOLD BY PRIVATE CONTRACT.

ON THE MOST ADVANTAGEOUS TERMS TO THE PURCHASER.

THE Undermentioned VALUABLE PROPERTY, situate on the Upper Shoalhaven River, in the district of Murray, viz.:—

LAND.

MOUNT ELRINGTON.

Two thousand five hundred and sixty acres, bounded on the east by the Shoalhaven River, and on the north by a never-failing stream of water, about six hundred acres of which are of rich alluvial soil, cleared and stumped, and divided into paddocks; there is a substantial ten-roomed verandah dwelling, with stone store, and kitchen, a garden of six acres, well stocked with the choicest fruit trees, and vegetables, stables, cart sheds, sheep shed, forge, men's huts, tanpits, &c.

SMITHLEAGH.

One thousand eight hundred and sixty-five acres, bounded on the north by the above estate, on the east by the Shoalhaven River, and on the south and west by never-failing streams of water. Both these estates are quit-rent free.

STORE.

Two thousand five hundred and sixty acres, situate about four miles from Smithleagh, well watered by running streams Subject to a quit-rent of £16 per annum

The foregoing Estates are admirably adapted for pastoral and arable purposes, and all enjoy the advantage of extensive backruns, and being within a reasonable distance of the flourishing post town of Braidwood.

The Stock consists of—

HORSES.
48 Breeding mares, to commence foaling in September next
102 Head of well bred horse stock, adapted for either draught or saddle.

150 Total.

SHEEP.
5500 Head, more or less, of well-bred fine woolled sheep, the ewes to lamb in October next.

CATTLE.
1080 Head, a general herd, at Wondella
950 Ditto ditto, at Ketchancarry
2030 Head, more or less, carefully bred from first-rate bulls, in the district of Maneroo, and between fifty and sixty miles from Twofold Bay.
200 Head, more or less, at Mount Elrington, including forty working bullocks.

2230 Total.

The whole of the above property, which is of very superior description, is now offered for sale on the most liberal terms, only in consequence of the proprietor's age, and his wish for retirement.

Application for further particulars, if by letter post paid, to the Manager, on the estate, Mount Elrington.

August 7. 2049

CATTLE WITH RIGHT OF STATIONS ON SALE.
IN THE INSOLVENT ESTATE OF JOHN HOSKING.

THE Herd is of the celebrated U R brand, and consists of—
1100 Cows, of all ages
400 Bullocks, 3 to 6 years old
500 Steers, 2 years old
500 Heifer and steer calves, 1 year old
50 Bulls, of all ages

2550 Head, all calves under 6 months given in

The above are running on three splendid stations, at the Rivers M'Intyre and Severn, capable of grazing 4500 head. There are recently erected huts, enclosed paddocks, stock, milking, and slaughtering yards at each of the stations; also, agricultural implements, stock horses, working bullocks, drays, &c., and every requisite for a large stock station.

For further particulars apply to

G. D. WEBB,
1, Colonnade, Bridge-street;

N. B. The Boiling Establishments at Moreton Bay and on the M'Leay River are within a short distance, and good roads with abundance of feed to either. 1661

FOR SALE, the well-known entire horse "Briton," the property of the late Peter M'Intyre, Esq.

"BRITON"

was bred by Mr. John Sommerville, farmer, Lampits, near Carnwath, upper ward of Lanarkshire, out of a splendid mare of the Clydesdale breed, and by "*Clydesdale Jack*," which, by the time he attained his ninth year gained no fewer than *six premiums!!* viz., in Ayre, the upper ward of Lanarkshire, at the Kirk of Shots, in the West Lothians, at Hawick, and in Falkirk.

Briton, as might be expected from his pedigree, when two years old, gained the premium awarded in Glasgow at one of the shows of the Highland Agricultural Society of Scotland to the best entire colt of that age, *the show being open to English and Irish, as well as Scotch horses.*

"Briton" is a rich brown, stands sixteen and a half hands high, inherits the sound constitution and good temper of his sires and dams, and is decidedly the most powerful and handsome Clydesdale stallion in the colony. He is particularly distinguished by that shortness of leg, depth and closeness of rib, breadth of chest, and size of quarter, which characterise his breed. In short, to the power of a Clydesdale he adds the symmetry and carriage of a Rutherglen gray.

Application may be made at Blairmon, Muswellbrook, where the horse now stands; at Pitnacree, East Maitland; or to Mr. Thomas Barker, Sydney.

Sydney, August 3. 1712

APARTMENTS TO LET, furnished, or as offices, in one of the best situations in Sydney. Apply at the *Herald* Office. 1608

TO BE SOLD,

THE LICENSE, Furniture, and all the appurtenances of a FIRST-RATE INN, about forty-five miles from Sydney,—the advertiser intending to follow other pursuits. Terms moderate. The party may be seen, at any hour, at Mr. Reilly's, City Ironmongery Warehouse, George-street, Sydney.

August 14. 2089

TO BE SOLD, BY PRIVATE CONTRACT,

A LARGE well-built Brick House, containing seven rooms and a hall with kitchens, pantries, laundry, and out-offices, a large cellar, and other requisites suitable for such a house, with a well of pure water, and if required it can be accommodated with an acre and a half of prime garden ground Any person inclined to buy the like is invited to come and inspect it: it is situated at Chippendale, Sydney, where the proprietor resides, who will give every information, and treat for the same. He has likewise thirty-four comfortable COTTAGES, which he will sell, which are all contained within a ring fence, the whole forming as compact and valuable a property as is to be met with for the extent of it None need apply but intending purchasers, and if honorable men, the proprietor will treat with them upon moderate terms.

T. LYONS.
Chippendale, August 13. 1978

THE IMPORTED BLOOD HORSE SEAGRAVE

WILL be exchanged for eight good Mares. His stock, which are most promising, may be seen, and all particulars ascertained, on application to the undersigned.

R. B. DAWSON,
Belford, Hunter's River, August 9. 2052

WOOL AND SHEEPSKINS

EDWIN BENNETT, Wool Broker, will give the highest cash prices for clean and unwashed wool, and sheepskins.

N. B—Wools classed and re-packed as usual.

6030 374, Pitt-street, near the Union Bank

WOOL, SHEEP FAT, AND SHEEPSKINS.

THE undersigned are purchasers of wool, fat sheep, and sheepskins, in any quantities, for cash.

6295 J. T. ARMITAGE AND CO.

WOOL.

THE undersigned are Cash buyers of wool.

SWAIN, WEBBS, AND CO.,
184 Harrington-street Church-hill.

COLONIAL SOAP exchanged for TALLOW, at the Manufactory of the undersigned, King-street West, near the Commercial Wharf, Sydney.

3714 R. W. ROBINSON.

THE undersigned will purchase, for cash, Bills on England, in full sets, either Bank Bills, Bills drawn under Letters of Credit, or accompanied by Bills of Lading.

THACKER, MASON, AND CO.,
951 Fort-street

In the Estate of Henry and Joseph Moore, trading under the firm or style of Henry Moore, merchant.
In the Estate of Henry Moore, gentleman.
In the Estate of Joseph Moore, gentleman.

A DIVIDEND of 1s. 6d. in the Pound on all debts proved on the above estates is payable at my office, No. 397, Pitt-street.

EDWARD KNOX,
Accountant to the Estates.

N. B—Bills and Promissory Notes must be produced. 2179

NOTICE

ALL PERSONS indebted to the undersigned are respectfully solicited to pay their accounts as early as possible, either to Mr. W. A. Colman, 485, George-street, or to Mr. W. Bury, who are duly authorised to receive and give discharges for the same.

JAMES TEGG.
Sydney, August 15. 2220

WANTED, by the undersigned, ten or twenty thousand Sheep, on halves of increase and wool, either with or without stations. Apply (if by letter, post paid) at Wollombi; or at Petty's Hotel, Sydney.

RICHARD A. WISEMAN.
Wollombi, August 1. 1539

PARTNER WANTED.

WANTED, a Partner with £1000, where there is no risk. The party can have the management of the books, for which he will be allowed to draw £100 per annum. Apply to W., *Herald* Office.

P. S.—All letters to be post paid. None but principals will be treated with. 2175

WANTED, a rough Carpenter, who can shingle, &c; also a woman as plain cook, and who can make herself generally useful. Apply to Mr. F. Girard, Liverpool-street East, near Lyons Terrace. 2169

STOLEN or STRAYED, from a cattle-station called "Nimbe," about fifty miles from Yass, two horses, of the following description:—One dark bay horse, branded G near shoulder; and one dark-grey pony, branded G on ribs off side. Any person bringing the same to Mr. Barber's, Glenrock, or Mr. Hamilton Hume's, near Yass, will receive a reward of £2—or, if stolen, of reward of £5 will be paid on conviction a the party or parties so offending.

CHARLES BARBER.
Glenrock, August 5. 1760

A CARD.

ANY Gentleman in want of Board and Lodging in a respectable family, where there are no children, and on moderate terms, can be suitably accommodated on application at the *Herald* Office. The situation is healthy and pleasant. 2112

STORES TO LET.

THE Offices and Stores lately occupied by Mr. R. Wood, opposite the *Herald* Office.

KEMP AND FAIRFAX.
July 4. 259

FURNISHED APARTMENTS, with board, if required, to be had on moderate terms at J. Hood's Establishment, corner of Castlereagh and Hunter streets. 1918

REIBY COTTAGE TO BE LET.—Apply to

RICHARD PEEK.
432, George-street. 2148

TO BE LET OR SOLD,

THE following valuable Landed and City Properties:—

Two Cottages, with eight acres of land, at the junction of the Old and New South Head Roads.

A House in Fort-street, lately occupied by Captain Joseph Moore.

A House adjoining the above, lately occupied by Dr. Nicholson, M.C.

An extensive Property in Prince-street, adjoining Colne House, in the occupation of Mrs. Johnson.

Two Allotments of Land, with fifty feet frontage to Victoria Terrace, Miller's Point.

One Allotment of Land, with eighty feet frontage to Fort-street.

Three thousand six hundred and sixty acre of Land, adjoining Maitland.

Fifty-five acres of Land on the North Shore, at the head of the Great Sirius Cove.

For terms and particulars, apply to

EDWARD KNOX,
397, Pitt-street, opposite the Union Bank.
Sydney, July 12. 645

TO SELL or LET, properties of the following description:—
Houses in the neighbourhood of Sydney, Parramatta River, North Shore, &c., &c.
Building Allotments, ditto ditto
Stores and Houses in Sydney
Ditto ditto at Maitland, Singleton, and Port Macquarie
Hotel at Maitland
Improved Farms in the interior, with large tenantry thereon, to be leased to capitalists at reduced rentals
Homesteads, with agricultural and grazing land, at Campbelltown, Maitland, Illawarra, &c., &c.
Grazing Lands, Liverpool Road, near Sydney, Parramatta, &c. &c.

Purchasers will have the option of letting the money remain on mortgage, for such time and terms as may be agreed upon.

Application to be made to G. C. Turner, Esq., 5, Elizabeth-street. 3412

FOR SALE, OR TO BE LET.

THAT excellent mansion situate at the South end of Hyde Park, lately occupied by Mr. De Mestre. This house is admirably adapted either for a private residence, a lodging-house, or a first-rate family hotel, being fitted up with every requisite in a highly finished style, and having a terrace in front, and a verandah above, overlooking the Park. The Dwelling-house contains on the ground-floor, Entrance Hall, on the right of which, is a spacious Dining-room fitted with handsome marble chimney-piece, and in the rear, is a Butler's Pantry, on the left of the Hall is a front Parlour with side recesses, marble chimney piece, and polished cedar folding-doors entering into a Breakfast-room with side recesses and marble chimney-piece, from this room there is an entrance into a private Store-room fitted up with drawers and shelves complete; on the first-floor is an elegant Drawing-room with a beautiful marble chimney-piece and French windows opening into the verandah; a front Sitting-room with similar chimney-piece and windows, also a back Sitting-room or Bed-room with Dressing-room on the second-floor; there are seven Bed-rooms.

The Out-buildings consist of a detached Kitchen, Servants' Room, Pantry, Wash-house, Coach-house, and Stable. There is also a pump and well of good water in the yard.

For particulars apply at the Office of

WALTER GRAY,
1611 397, Pitt-street.

TO LET,

A RESPECTABLE FAMILY RESIDENCE, situate in Windmill-street, containing six rooms, with kitchen and servants' bed-room; also, two dry cellars and wash-house, and a good supply of water. Apply to J. West, on the premises. 1421

A HOUSE TO LET, in Lyons Terrace, Hyde Park.—The house at present occupied by C. D. Riddell, Esq., M.C., Colonial Treasurer. Possession will be given on third of January next. Apply to S. Lyons, George-street and Charlotte-place. 2018

TO BE LET, a comfortable verandah Cottage, situated on the Newtown road, about half a mile from town, together with several acres of ground in cultivation, large paddocks, and stabling. Rent moderate. For particulars apply to

R. W. NEWMAN,
Brisbane Cottage, Parramatta-street,
N.B. If by letter, post paid. 2242

TO BE LET, for a term of three or five years, as may be agreed on, a Fifty-acre Farm, acknowledged to be the best ground in the vicinity of Pitt-water, lately in the occupation of Mr. Robert M'Intosh. Twenty-five acres are under cultivation; there is also a Wharf on the Farm, at which the boats to and from Sydney arrive and take their departure. For further particulars, apply, if by letter post-paid, to the sole proprietor, Mr. George Coy, boot and shoe maker, No. 21, Castlereagh street South, Sydney, next door to Mr. Peter Howell. 1879

TO LET, a Cottage, in Wollongong, situated in Smith-street, and commanding a most beautiful view of the harbour, from which it is distant only about three minutes walk, contains eight rooms, with detached kitchen, gig house, and two stalled stable, is perfectly free of damp, and presents a most desirable home for an invalid, for the improvement of such persons Wollongong is quite notorious. Immediate possession can be given. Apply, if by post, paid, to C. T. Smith, Wollongong.

August 13. 2161

TO BE LET, to a respectable tenant, the well-known old established Hotel, "THE ROSE INN,"

West Maitland. Possession will be given on the 1st October. One of Thurston's best full-sized BILLIARD TABLES, with all the latest improvements, can be had with the hotel, on liberal terms.

ALSO,

All those extensive premises lately in the occupation of Joseph Chambers, Esq., Solicitor, well adapted either for the residence of a respectable family or a first rate place of business, being situated in the best part of West Maitland, between the Commercial Bank and Mr. Bourne Russel's stores. For further particulars apply (if by letter, post-paid) to Mr. Ledsam, Auctioneer, West Maitland, or to

A. & S LYONS,
Pitt-street.
Sydney, July 23. 1073

TO BE LET OR SOLD,

THE FARM OF KELBURNE, near Goulburn, consisting of about 4000 acres, of which about 100 are in cultivation, and commanding a good run. There is an excellent family house and garden on the property, with suitable out-offices. For further particulars apply to

334 ROBERT HOW AND CO.

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SHIPPING INTELLIGENCE.

. A brig to the northward at sunset.

DEPARTURES.

August 18.—*Lady Gray*, brig, Capt. Hawkes, for Batavia, in ballast. Passenger—Mr. Henry Norrie.

August 18.—*Hindoo*, barque, Captain Beard, for Liverpool, with colonial produce. Passengers—Captain M'Kellar, Captain Underwood, Captain Lethbridge, Mr. M'Connell, Mr. Balfour, Mr. Cockburn, Mr. Morris, Dr. Carpenter, Mr. Burrows, Mr. Walker, Miss Horgan, Mrs. Finnigan, two Misses Platt, Mr. and Mrs. Thressal and child, Mr. M'Grath, Mr. Combes, and Mr. Jones.

COASTERS INWARDS.

August 17.—*Will-o'-the-Wisp*, 16, Johnson, from Lake Macquarie, with coals; *Rose*, steamer, 172, Pattison, from Morpeth, with 20 trusses hay, 10 tons tallow, 1000 sheepskins, &c; *Black Swan*, 18, Kemble, from Newcastle, with 28 tons coals.

COASTERS OUTWARDS.

August 17.—*Acme*, 16, Robinson, for Morpeth, with sundries; *Roubulla*, 16, Stewart for Kiama, with sundries; *Will-o'-the-Wisp*, 16, Johnson, for Lake Macquarie, in ballast; *Black Swan*, 20, Kemble, for Port Stephens, with stores for the *Lindsays* and *British Sovereign*; *Eliza Ann*, 33, Hunter, for the Hunter, with sundries.

EXPORTS.

August 17.—*Hindoo*, barque, Captain Beard, for Liverpool: 7 bales wool, 44 casks tallow, R. Graham; 133 bales wool, Swain, Webb, and Co.; 31 bales wool, Thomas Holt, junior; 242 bales wool, 57 casks tallow, 38 casks sperm oil, J. T. Armitage and Co.; 52 bales wool, 407 hides, Abraham Brierley; 121 casks tallow, 1 case curiosities, Eccleston and Hirst; 185 casks tallow, 1 case curiosities, A. Campbell Browne; 1 cask tallow, Evan Evans; 50 casks tallow, 750 horns, C. Abercrombie; 66 casks tallow, 2 cases hinges, R. M. Robey; 4 casks tallow, 2 casks beef, John Lowe; 7 casks beef, Duncan M'Kellar; 250 hides, Tingcombe and Watkins; 1399 hides, Flower, Salting, and Co.; 741 hides, 650 horns, L. and S. Spyer; 10 tons bones, 3 casks copper bolts, 6 cwt. copper sheathing, J. B. Beard; 1 case curiosities; L. Copeland; 1 parcel accounts, J. Passingham; 10 cases gin, 1 hogshead brandy, W. James; 1 case tortoiseshell, J. Flavell; 4 tons and a half lead ore, Griffiths, Gore, and Co.; 4 tons and a half lead ore, J. F. Ross.

PORT PHILLIP.

Arrival.—August 6. *Christina*, brig, 126 tons, Saunders, master, from Sydney 24th July. Passengers—Mr. and Mrs. Wilmett and child, Mr. and Mrs. M'Intosh, Messrs. Thomas, Jackson, Fagan, and Tracy. Ashhurst and Co., agents.

Departure.—August 6. *Arab*, ship, 269 tons, Dalgarno, master, for London. Passengers—Mr. and Mrs. M'Lure and child, Mrs. Lundie and three children, the two Misses Harper, Mrs. Dalgarno, and Mr. Wheeler; four in the steerage. Cargo—101 tons mimosa bark, 1 case pictures, 232 bales and 1 bag wool, 451 casks tallow, 3 hogsheads geneva, 6 logs Port Phillip mahogany, 2 boxes bird-skins, 1 parcel patterns, 2 cases, 40 logs cedar, 1 case skins, 1 trunk apparel, 90 bushels wheat, 1 cask spermaceti, 21 pieces red gum, 2 boxes, $1\frac{1}{4}$ tons shank bones.

Newcastle.—Arrival, August 12: From Cloudy Bay, New Zealand, the 4th instant, the schooner *Piscator*, 111 tons, Captain Innes, with $23\frac{1}{2}$ tons black oil, and 2 tuns sperm oil. Passengers—Mr. Thomas Reynolds, Mr. Wm. Hudson, Mr. Joseph Clifford, and Captain Cole.

The *John Dalton* was anchoed in Watson's Bay last evening.

The *Challenger* reports the arrival of the *Fly* at the Manning.

The cutter *Isabella* reports the cutter *William* ashore on the bar at the M'Leay. She was bilged, but it was expected that she would be got off again.

DIARY.

MEMORANDA FOR THIS DAY

August.		SUN, rises	SUN, sets	HIGH WATER morn	HIGH WATER even.
19	MONDAY	6 33	5 27	12 6	12 30

First Quarter, August 21, 20 m. past 12, noon.

The Sydney Morning Herald.

MONDAY, AUGUST 19, 1844

"*Sworn to no master, of no sect am I.*"

LORD STANLEY'S DESPATCHES.

The two despatches received last week by the Governor from Lord Stanley, extracts from which were laid before the Council on Friday, and published in our journal of the following morning, will be rather hard nuts for certain honorable members to crack. The last of them especially, on the subject of the Parliamentary schedules, will make Mr. Windeyer's teeth ache again.

The first despatch, relating to that old and intolerable grievance, Police and Gaol Expenses, furnishes another proof in addition to the long list previously received, of the very superficial views entertained by official personages in England, respecting our local affairs. Lord Stanley imagines that the only ground upon which the colonists are unwilling to provide the whole of the funds required for the police and gaol establishments, is, "that such charges are enhanced by the number of convicts *at present remaining* here." His Lordship seems to have forgotten, or never to have known, that strong remonstrances had been addressed to his predecessor by Sir George Gipps, on the part of the colonial public, against the practice of making New South Wales the sink-hole of Norfolk Island and Van Diemen's Land. This abominable practice forms one of our strongest grounds for objecting to bear the undivided burthen of police and gaols. The ground mentioned in the despatch is, indeed, sufficiently strong of itself; but our cause of complaint is bitterly aggravated by our having not only to pay for the coercion of convicts "at present remaining here," but to provide, over and above, for the coercion of those polluted and abandoned creatures who are continually being disgorged upon our shores by the penal settlements.

In the remedies proposed by His Lordship we see another trace of ministerial ignorance. Anticipating the contingency that the local legislature might persist in refusing to vote money for the maintenance of convicts committed to our gaols, "in that case," says the despatch, "it would become the duty of the Executive Government to consider by what means a reduction could be safely and properly effected in the number of convicts *dispersed throughout the colony*, and creating this expenditure." Two modes of effecting this object are then pointed out: one, "that of *expediting*, as far as the public safety would allow, *the period of the pardon*, either absolute, or conditional, of these persons;" the other "that of withdrawing them from their present employments to labour in some of the convict establishments," &c. The first is a notable remedy, truly! With a view to reducing the number of convicts dispersed throughout the colony, His Lordship proposes to grant *pardons*, as quickly as possible, to all the convicts in Hyde Park Barracks, at Cockatoo Island, and in the Ironed Gangs! And what would he do with them *when* pardoned? Give them free passages to England, at the expense of the Military Chest? Or, cast them adrift upon the colony, by way of *reducing* the number of convicts already dispersed? As he gives no hint about the free passage, we may be sure that the wise and merciful Secretary intends that all these hordes of prematurely pardoned reprobates should be turned loose upon the bosom of our society. How this very novel fashion of exercising the royal prerogative is either to reduce convict-dispersion, or to diminish the expense of police and gaols, we are not sagacious enough to discover. To our dull apprehension, it appears quite obvious that the effect would be to cover the land with house breakers and bushrangers, and to render it absolutely necessary to the public safety to double the strength of our police establishments, the charge for which is already more than the revenue can bear.

Nor would the second of His Lordship's panaceas be at all adequate to the case. Supposing that all the assigned convicts in the colony were to be withdrawn from private service, and made to "labour in some of the convict establishments already mentioned"—the establishments, that is, *within the colony*—we should still be subject, as now, to the irruption of runaways; and still have to bear all the expense of catching and escorting the vagabonds, and of protecting ourselves from their desperate outrages.

Lord Stanley's stern uncompromising refusal to relieve us of any portion of our police and gaol grievance, is but a call upon the colonists to renewed and more determined exertions for procuring redress. We have that on our side which is stronger than all that can be against us, and to which, sooner or later, Queen, Lords, and Commons will be forced to bow—Justice. Let us remember the abolition of the slave trade, and take courage. The claims of justice were in that case long and obstinately resisted; but they ultimately triumphed. Let us remember, however, that the victory was not achieved without great and persevering exertion. We must exert ourselves too. We must be firmly resolved never to flinch, never to pause, but to follow up our claim with increased zeal and earnestness, and to press it in every constitutional way. If we do this, we must, we shall succeed. Nothing can withstand the sustained efforts of a united people, when their cause is hallowed by the solemn sanctions of Justice.

The second of these despatches, touching the precious schedules to our Constitution Act, is, we think, substantially correct. We do not defend the schedules themselves; although, considering what was done by the Council last year with some of the estimates, we are half inclined to applaud the wisdom of Parliament in having thus fortified the faith of the Crown. But, the schedules *being* there, we think Lord Stanley has put the right construction upon their intendment; and the conduct of the Council, in setting so lightly by royal "compacts," entered into with gentlemen leaving their native land on the faith of their being religiously kept, has evidently confirmed His Lordship in his belief that the schedules were indispensable, and in his unwillingness to have them disturbed. We foretold this at the time; but it was so natural a consequence, that we take no credit for the truth of the prophecy. The Council should have been more *wary*, more *worldly-wise*. Their first object should have been to persuade the Minister to lay down his arms, to give up or greatly reduce the schedules; and then they could have fought to advantage. As it is, they have only caused him to hold his sword with a firmer grasp, and to wield it with a more resolute arm.

LAW INTELLIGENCE.

SUPREME COURT.—Civil Side.

Before His Honor Mr. Justice Stephen, and Captain Hollinworth and J. G. Colyer, Esq., Assessors.

[The trial of the following case occupied the whole of the past week, and the evidence on each side has been immense, but the following report will be found to contain a summary of all the leading features of the case, without going into the minuter details.]

THE BANK OF AUSTRALASIA v. BARNETT AND OTHERS.

In this action the Bank of Australasia was the plaintiff, and Lewis Barnett, Samuel Emanuel, William Thurlow, William Barnett, jun., Thomas Broughton, Samuel Folk, Joseph Henry Levein, Francis Mitchell, Charles Mitchell, George Pickering, Charles Smith, Stephenson Atkyn Bryant, Alexander Brodie Spark, Henry Lambert Brabazon, James Cook, Alfred Cheeke, William Montagu Manning, James Davidson, Edward Flood, Joseph Hickey Grose, Abraham Moses, Archibald Mossman, Peter Stewart, Archibald Salter Trood, William Webb, George Foster Wise, John Tindall, and Thomas Walker, were defendants.

It appeared from the pleadings that a judgment for £2032 10s. 2d. had been recovered by the Bank against the Australian Auction Company, and a writ of *scire facias* had been issued against the defendants as members of such Company. The present action therefore was to determine the liability of the defendants, who had severally pleaded that they were not then members of the Company, nor had they been so at the time the action was commenced.

Messrs. Foster, Broadhurst, and Darvall, appeared for the plaintiffs.

The Attorney-General appeared for the defendants Broughton, Flood, and Smith.

Mr. Windeyer appeared alone for the defendants Pickering and Webb: with the Attorney-General for the defendants Flood and Smith: and with Mr. Michie for the defendants Lewis, Barnett, Folk, Emanuel, Francis Mitchell, Cooke, and Moses.

Mr. Fisher appeared alone for the defendant Thurlow, and with the Attorney-General for the defendant Broughton.

The remainder of the defendants upon the record were not before the Court, having either paid or suffered judgment by default.

On the part of the plaintiffs a number of witnesses were called, whose examination occupied the first three days of the trial; but the following is a summary of the facts appearing from their evidence.

The lists of shareholders for the years 1843 and 1844 were produced, in which the names of the defendants appeared, the former made and verified by Mr. Crawley, and the latter by Mr. Knox, in their several capacities of Managers of the Company, under and by virtue of the Act of Incorporation, passed in behalf of such Company. It was proved by the evidence of Mr. Macpherson, the late Registrar of the Supreme Court, of Mr. Gregory, the Prothonotary, and of Mr. Carter, the Registrar-General, that these lists had been filed in the usual form, and Mr. Crawley was called for the purpose of giving evidence as to the correctness of the list of 1843; but as it appeared that he was largely interested in the affairs of the Auction Company, it was decided by the Court that he was not a competent witness; Mr. Knox, however, who had been manager of the Company from May, 1843, and had been previously connected with the Company as an Accountant, since the 12th of September, 1841, was examined, having previously stated that he had no personal interest in the present action, and with reference to the list of 1844, stated that he had made it up from the Books and Records of the Company, which were in existence at the Office before the time of his connexion with it. During the cross-examination by the Attorney-General as to the reasons which induced him to put the name of the defendant Broughton on the list, the witness stated as two of such reasons, first, because he found Broughton's name in the shareholder's list kept at the office of the Company; and secondly, because on reference to the stamp receipt books he found a record of the payment of deposit upon Mr. Broughton's fifty shares. At this stage the Attorney-General declined to pursue that line of cross-examination any further; and upon re-examination, the plaintiff's counsel was about to ask for the remainder of Mr. Knox's reasons. This was objected to by the counsel on the other side; but the Court held, that although the Attorney-General, having chosen to ask for these reasons, was entitled to abandon his line of examination when he found the answer was not such as he expected, still it was open to the plaintiff's counsel to ask for the remainder of the reasons if they thought fit. Mr Knox then proceeded to state, as the remainder of his reasons for putting Mr. Broughton's name on the list of shareholders, that in the third place, he had done so because he found the sum thus paid by Mr. Broughton formed part of the paid-up capital of the Company; fourthly, because he found in the cash-book of the Company a record of such payments; fifthly, because on a further reference to the same book he found that the amount in question had been paid into the Bank of Australia; sixthly, because, on reference to the books of the Bank of Australia, he found the amount had been placed to the account of the Australian Auction Company, and that it appeared to have been paid by a cheque of Mr. Broughton upon the Bank of New South Wales; and seventhly, because on reference to the books of the Bank of New South Wales, he found that such cheque had actually been paid by them. Mr. Knox went on to state that the books of the Company showed that 306 shares had been taken, and that there was a paid up capital of £5310. He could not, however, state of his own knowledge, that the books were correct, or that the list of shareholders filed by him was a true one; but he affirmed that to the best of his knowledge and belief it was so. and although the names of one or two persons appeared in such list who were not actually shareholders, this had arisen in consequence of an unauthorised application for shares having been made in their names. Before he (Mr. Knox) joined the Company, the books in question had been kept by a Mr. Graham, who had since gone to England, and it was admitted that the Company since the departure of that gentleman had proceeded against his sureties, on the ground of his having made false entries in the books, and had obtained judgment under an award upon a reference of the case to arbitration. Mr. Knox stated that he had been present at three general meetings of shareholders in the Company; but had taken no notice of the persons present except at the last of these meetings, on the 12th of May, 1843, when especial observation of those who came there was taken, and the only one of the defendants present on that occasion was Mr. Francis Mitchell, who when asked by Mr. Knox as to when he intended to pay the amount of his first instalment, had said that he would do so when Messrs. Hughes and Hosking paid him what they owed him. The whole of the evidence went to show that none of the defendants had ever intermeddled with the business of the Company, but it appeared that the defendant Cook had at one time gone to the office of the Company and applied to see the deed, when he was told by Mr. Reardon, one of the clerks, that he could not do so unless he came for the purpose of signing it; and he replied that it was very hard the shareholders could not see their own deed. It was also proved, with reference to the same defendant, that he had a letter in his possession calling for a second contribution upon his shares, and, speaking in reference to that letter, had admitted his liability as a shareholder. The insertion of a prospectus in the *Sydney Herald* of the 18th December, 1839, and the 1st January, 1840, were proved; and it was likewise shown that the *Herald* had at that time a circulation of upwards of two thousand. The advertisement thus proved having been read, it appeared to be a prospectus of the Australian Auction Company, with a capital of £100,000, in 5000 shares at £20 per share. The declared objects of the Company in the prospectus were compressed in the two following paragraphs:—

It being deemed that nothing is so essential to the prosperity of a commercial country as the security of its mercantile transactions, it is the object of this Company to place on a footing of perfect security one branch of its commercial transactions, and that of the greatest importance, both as respects the amount of property and the various interests affected by its operations. It cannot well be denied that the responsibility of private individuals (how unimpeachable soever their integrity may be), affords very insufficient security to the public for the immense amount of property annually placed at their disposal.

To remedy an evil that every day presses with greater force upon the community, and to avoid a repetition of the discreditable occurrences that have occupied the public attention for the last two months, it is proposed to establish a Joint Stock Company, to be called "The Australian Auction Company," with a capital of One Hundred Thousand Pounds, to be divided into five thousand shares of Twenty Pounds each, with power to increase the rate if necessary; that a payment of Five Pounds be immediately made on each share; that no member can hold more than fifty shares; that the shares applied for be subject to the approval and distribution of the Directors; that no share be transferable for twelve months, and then only with the sanction of the Board of Directors.

The advertisement also contained the names of the proposed Chairman and Directors of the Company, and gave notice that all applications for shares should be addressed to James Norton, Esq., Solicitor.

It was shown that many of the defendants had applied to Mr. Norton, for shares, in pursuance of the above notification; and it was also shown that many of such defendants had given cheques, payable either to Mr. Norton, to Mr. Young, the Manager, or to the Auction Company, and assumed to be the deposit for their shares; but no actual proof of the latter fact was given.

It was admitted on cross-examination, that several of the defendants had had dealings with the Company during the time it was in active operation, and in the case of the defendant Lewis Barnett, those dealings had been so extensive, that at one time a settlement of accounts had taken place, in which Mr. Barnett had paid £400. The Company commenced business, it appeared, in the beginning of 1840, and had ceased selling before the termination of that year, and was consequently winding up its affairs at the time Mr. Knox first joined it. In explanation, however, of the proof that none of the defendants had acted in the management of the Company, it was stated as a fact that the whole of such control was vested in the Chairman and Board of Directors, and that none of the defendants, except Francis Mitchell, were members of such Board.

It was admitted that there had been a special arrangement between the Company and the Bank of Australasia, by which the former agreed to become answerable for all the costs which might be incurred,—such arrangement having been made in writing between Mr. Richard Jones, as the Chairman of the Company, and Mr. Falconer, or some other person, on behalf of the Bank.

The witness, by whom the handwriting of the defendant's letters and cheques was principally proved (a Mr. Cotton) was afterwards discovered to be interested as a shareholder in this company, and application was therefore made to have his evidence struck out; but as the discovery was not made until after such evidence had been given; His Honor decided that the application was too late.

None of the defendants, it appeared, had paid the first call of the Company upon their shares; although application had been made to them for that purpose; and with reference to Pickering and Folk, it was shown that when applied to they stated that they had sold their shares.

When the lists of shareholders, filed in pursuance of the Act, were about to be read, the counsel for the defence made the following objections to their being given in evidence:—First, as to the lists of 1843, that the affidavit was irregular, having been made upon the leaf of the document instead of the usual place; secondly, that such affidavit purported to have been made by one George Crawley who was not stated to be connected with the Company in the manner required by the Act; and thirdly, even supposing him to be so connected, the affidavit would be still insufficient, as the Act required it to be made by the Chairman. Thirdly, that the list and affidavit did not purport to be made in pursuance of the Act, there being no reference to such Act in either; fourthly, that the oath was virtually no oath at all in point of law, inasmuch as no charge of perjury could have been grounded upon it, there being no power in a Commissioner of the Supreme Court to administer such an oath.

The same objection was taken with reference to the list of 1844, with the exception of the third; but the affidavit in this case having been made before the Registrar-General, it was contended that it was irregular, for two reasons: first, because it had not been taken in the Supreme Court as it ought to have been, under the Act; and, secondly, because no power was given by such Act to the Registrar-General to receive such an affidavit.

His Honor decided that the list of shareholders alluded to should be received in evidence, subject to the above objections.

The case for the plaintiffs having been closed, the counsel for the defence were about to move for a *nonsuit*, when Mr. Foster remarked, that in order to same time he would at once mention on the part of the plaintiff, that he should refuse to be *nonsuited*.

His Honor expressed his doubt as to whether it was competent to the counsel for the defence to move for a *nonsuit* at all, inasmuch as none of them appeared for the whole of the defendants; but after some discussion, it was agreed that it should be open to any of the counsel for the defence to move at any time for a nonsuit upon any of the grounds taken during the course of the trial, or upon any other tenable grounds for such motion, subject however to any objections on the part of the plaintiffs' counsel, as to their competency to make such motion at all.

The Attorney-General then proceeded to address the Court and Assessors for the defence, and commented in the first place upon the absence of that full exposition of the whole circumstance of the case which Juries had a right to expect, and which, notwithstanding the extreme length of the plaintiffs' case, had not been given in the present instance. The mere application for shares, or even the payment of deposits on such shares, which was the utmost extent of proof in the present case, could not be construed to bind the defendants, for, the period of the application, being at the first issuing of the prospectus, such application could only be taken as made for shares in a company about to be formed, and not in a company already established. This being the case, the projectors of the undertaking were bound to call a public meeting of the shareholders before commencing operations, or to take some other means of fairly establishing the Company with their concurrence; and having failed to adopt such a course it was optional to any of the defendants to cease, their connexion with it. None of them, it appeared, had ever intermeddled with the affairs of the Company, or held themselves out to the world as partners in it, which latter cause was the only one that could make them liable, independent of an actual signing of the deed. In proof of this argument, the Attorney-General quoted the case of Fox v. Clifton, reported in the sixth volume of Bingham, and contended that the dictum of Chief Justice Tindall, as reported in that case, was wholly in applicable to the present one; the defendants, instead of being partners, only bound themselves to become partners, in the event of the Company being subsequently established in accordance with the terms of the proprietors, at some future meeting to be held for that purpose. He then commented upon the loose manner in which the list of 1844 had been prepared, and the probability that the list of 1843 was got up in a similar manner, contending that it was not such evidence as could reasonably influence the Assessors in coming to a conclusion upon the present case. He then proceeded to state that a Bill of discovery had been filed in Equity against his clients, in order to sift from them in their answers upon oath, all the circumstances of their connexion with the Company. Answers to this Bill had been filed in due course; but although the facts then disclosed would clearly have been the best evidence that could have been produced, the plaintiffs had carefully withheld them; and he argued from this, that the facts thus deposed to upon oath, by the defendants themselves, must be taken as at variance with the claim now sought to be made out. He next proceeded to contend that the members of the Company being especially referred to in their Act as "Auctioneers," were each bound, in point of law, to take out an Auctioneer's license, in the usual form, which had not been done in the present instance. As far as could be seen from the evidence already adduced, and this very fact was, in his opinion, a sufficient reason to induce the defendants to refrain from subsequently joining the Company; although at first sight they might have contemplated doing so. In conclusion, he quoted the case of Tinckler v. Walpole, reported in the 13th volume of East, page 231, to show that the mention of a supposed owner's name on the registry of a ship was not to be taken as conclusive evidence of his ownership, and applying this principle to the present case, he argued that the mere insertion of the defendants' names in the filed lists, which had been made up in a manner they were in no wise privy to, was not to be taken as final evidence of their liability.

Mr. Windeyer followed, and remarked that the simple issue which the Assessors would have to determine was, whether the defendants were or were not members of the Company. He proceeded to quote from Colyer, on Partnership, page 734, to show that nothing had been shown in the present case to establish such a liability. The general term of this authority was to show that in order to make a man a partner, in a concern either actual or implied, he must have signed a deed of partnership, or shared in the profits and losses of the undertaking, or that he must have been in a position to do so. If neither of these circumstances were proveable, it would be sufficient to show that he had taken part in the affairs of the Company, and so far held himself out to the world as a partner, as to give to the Company the credit of his name; but no such fact as either of these had been established in the present case; and it was further shown by the same authority, that a mere engagement to become a partner in a Company about to be formed (which was the case in the present instance) would not create a liability. The real question at issue was not now between the Company and its alleged partners, but between those partners and the Bank of Australasia, and even though there might be sufficient ground to establish a suit in equity by the Company against the defendants, still, unless it should be shown that there was on the part of the latter, a sufficient holding forth to the public of their connexion with the Company, to induce a belief of such connexion on the part of the Bank, the latter were not in a position to recover. In support of this argument, he quoted the case of Lady Anson, who, having mentioned in letters to a friend that she held shares in a Mining Company, was sued upon that ground; but as it was held that this was not a sufficient holding forth to the world to come to the ears of the then plaintiff, it was decided that she was not liable. He contended that the Act of Council, in directing a list to be kept of all the shareholders as the Company only contemplated an insertion in that list of the names of such as had actually signed the deed, and that the Chairman of the Company, in whose possession the deed was, could be the only proper party to make the affidavit as to the correctnes of the list, inasmuch as by a reference to the deed itself, he could fully establish its authenticity. The non-production of the deed itself entitled him to assume that the names of the defendants had not been affixed to it, and an additional doubt was thrown upon the list by the refusal of Mr. Knox to speak with any degree of certainty as to its correctness. They had it in evidence, that many of the defendants had had large dealings with the Company, and they were quite entitled to assume, therefore, that the cheques spoken to might as well have been given in payment for purchases at auction as for shares. If the defendants had been really members of the Company, it would not be competent to any of them to have dealings with it; and nothing, therefore, could be more inconvenient to a man in business than to belong to such a Company: so that the defendants, who were nearly all persons engaged in trade, might be supposed to have taken the earliest opportunity of retiring from such a connexion. In the very first commencement of the Company's operations, the propositions made in the first instance were departed from: for the number of shares was extended from 5000 to 6000, and the profits of each individual shareholder thus reduced in the ratio of one-sixth; salaries of enormous amount were also paid to officers; and fees were at the same time given to the Directors, and all this without any sanction from the shareholders having been obtained. Mr. Windeyer then quoted from the Report of the Directors at the first general meeting, in March, 1841, in which the ruinous effects of mismanagement on the part of Mr. Young were stated, and admission made of mercantile speculations foreign to the original intentions of the Company having been entered into. Finally, he contended that if the Assessors entertained any doubt whether the partnership was or was not established, they were bound to give the benefit of that doubt to the defendants.

Mr. Fisher, followed on behalf of the defendant, Thurlow, and submitted that even if he allowed the case to be put as strongly as possible against the defendant Thurlow, still there was not a sufficient body of evidence adduced to render him liable. This was evident from the consideration of two facts to which he would solicit the attention of the Court. The first of these was, that the plaintiffs had merely given a loan to the Auction Company on security. Mr. Fisher here cited a case in which Tindall, C.J., had held that the names of persons sued as partners having been shown entered in a book, and that book sworn to, yet the persons whose names were entered were not held on such proof to be partners. Nothing less than the deed of partnership could do this. The second subject to which he called the attention of the Court was that the mere fact of any defendant having applied for shares, and paid a deposit on the same, was insufficient to prove that they were partners. Supposing the Company to have prospered, unless they had signed the deed of settlement, they would not have received any share of the profits. With respect to the record entered in the Office of the Supreme Court, in consequence of the Act passed by the Legislature after the Company had ceased its operations, it was evident the Legislature merely intended that the Chairman should insert the names of those only whom he knew to be shareholders. He admitted that such enrolment was *prima facia* evidence of any person whose name was so enrolled, being a partner; but if there was other evidence, the plaintiff was bound to produce it, and without such additional evidence the Court would hold that the enrolment in the Supreme Court was of itself insufficient. His client had suffered enough by paying a deposit and forfeiting it. It was absurd to say that by his so doing the Auction Company had been in any way prejudiced: they had had the benefit of £25,000; and, as if that was not enough for their extravagance, they now turn round and come into Court to extort £2000 more. The present was not a case in which his client had lent his name or otherwise induced the bank to make any advance to the Company, and therefore that body was not entitled to recover from him. He considered the whole transaction on the part of the plaintiffs, as a collusive attempt between them and the Auction Company to obtain what they had no right to.

The first witness called for the defence was Captain Deloitte, the present Chairman of the Auction Company, who, having been subpœnaed to produce the deed of settlement and other documents belonging to the Company, was asked, before being sworn, whether he was prepared to produce them, and replied that he should decline doing so unless compelled by the Court, conceiving that if he acted otherwise, he should be acting prejudicially to the interests of the shareholders, as a body whom he represented. After some argument between the counsel, Captain Deloitte was sworn upon the *voirdire*, when he repeated the same statement, and the counsel for the defence then applied to the Court to compel the production of the deed, as Captain Deloitte had admitted it to be accessible, and within the precincts of the Court House. After some argument had taken place upon this point, his Honor decided that it was not open to him to compel the production of a document which was, in effect, the title deed of the whole Company, at the instance of twelve defendants, who came into Court absolutely denying the fact that they were shareholders of the Company at all.

Some argument then took place as to whether secondary evidence could be given, as to the contents of the deed, and the Court having decided this point in the affirmative, Mr. Knox was re-called for that purpose. None of the defendants' names (he said) were attached to the deed, nor to his knowledge had any of them ever applied for a share of the profits; but he added, that no other proprietor had ever applied, and that, as far as he was aware, there had never been any profits to apply for. The deed contained in all 198 clauses, and he was, therefore, not able to recollect its whole contents; but he believed there was no clause for declaring the shares forfeit, if it was not signed by the shareholders within a certain time. When shareholders did not pay the calls made upon them, there was a provision in the deed enabling the Directors to declare their shares forfeit, or to sue for the amount due; but no shares had been declared forfeit under this provision. On further examination, as to whether he was or was not interested in the result of the present action; Mr. Knox, although adhering to his former statement that he was a mere servant of the Company, admitted that he received a commission of 5 per cent. upon collections, and that if the sum sued for was recovered, he should receive a per-centage upon it; but, he added, that his position would not be changed whether the action was won or lost, as, if the sum was not recovered from the present defendant, it would have to be recovered in some other manner. Upon this, an application was made to strike out the whole of Mr. Knox's evidence on the ground of interest; but the application was not pressed.

The first and second Annual Reports of the Directors (one of which had been referred to by Mr. Windeyer) were given in evidence without opposition, and it was proved that notices had been served upon the several defendants, stating that a bill of discovery had been filed in Equity, to obtain evidence from Flood, Broughton, and Smith, and that the action could not be proceeded with until answers to these bills had been obtained.

It was proved by the evidence of Mr. Anderson, one of the Directors of the Company, that it had commenced operations before any deed had been signed, and that large advances were frequently made upon goods intended for sale. There was a fee of one guinea per diem each allotted to the Directors attending at the weekly boards, which was done by a bylaw, made by the projectors of the Company, without any general meeting of the shareholders; and the whole of the business preparatory to the actual commencement of public operations were transacted in the same way. The number of shares, although originally 5000, was subsequently extended to 6000, on account of the applications being greater than the original number would admit of. The Directors were appointed at a meeting of the original projectors of the Company, at which meeting Mr. Alexander Young, originally proposed as a Director, was appointed Manager, with a salary of £1000 a-year for him, and £500 a-year for an assistant.

The judgment roll was produced in the case of the Bank of Australasia v. Jones (under which the *scire facias* had been issued) from which it appeared that the promissory note sued upon bore date long subsequent to the passing of the Auction Company's Act; and, in order to save time, it was admitted without going into evidence that bills in Equity were really filed against the defendants Flood, Broughton, and Smith; it was also admitted, that no auctioneer's license had been taken out by the Company, or any of its members.

A letter, purporting to be from Mr. Flood, applying for shares, having, in evidence for the plaintiff, been stated to be in his hand writing, the negative testimony of Messrs. Rodd and Johnson was taken upon this point, who both stated their positive belief that it had not been written by Mr. Flood at all. Although Mr. Rodd admitted, that from professional communication he had reason to imagine he knew by whom it was really written.

Mr Joseph Simmons was called, and stated that he had been employed as the auctioneer of the Australian Auction Company, shortly after business was commenced, and before the deed was executed, at which time extensive sales were effected, and credit given. He received his instructions from Mr. Young, the Manager, on behalf of the Board of Directors; but had never known any of the defendants as his employers, although he had seen some of them purchasing there. He had never known the Bank of Australasia to employ the Company to sell for them.

This was the whole of the evidence for the defence.

Mr. Foster then proceeded to reply at considerable length, contending that however the learned gentlemen on the other side might have endeavoured to get their clients out of the consequences of their legal and honest engagements, they had totally failed to rebut the proof of their liability which had already been adduced. It had been established, that on the 18th December, 1839, and on several subsequent days, a prospectus had been published, giving the names of the proposed Directors, and stating fully the objects and conditions of the proposed Company. With a full knowledge of all these objects and conditions, the defendants were proved to have applied for shares; and having thus entered, of their own accord, into the Company, they became to all intents and purposes members of it, so long as the principles advanced in the prospectus were adhered to. From all the evidence which had been given, it was impossible to draw any other inference than that the shares applied for had been allotted to the defendants at the time by the Directors; and as they were then as eager to become members of the Company as they were now to disclaim such membership, there would probably have been no question raised of their liability, if the enterprise had been a successful instead of a losing one. He contended that it was not necessary for the defendants to sign the deed in order to become partners in the Company; for the Company having been actually formed, according to the terms of the prospectus, and having carried on its business in strict accordance with those terms, all parties who, under the influence of the prospectus, had applied for shares, became virtually members. He defied the other side to point out a single instance in which the prospectus had been departed from: for even the increase by the Directors of the number of shares was in strict accordance with one of its clauses; and although some of the defendants had endeavoured to get rid of their liability by saying that they had sold their shares, it was evident, by referring to the prospectus, that this could not be done until after the expiration of the first twelve months, and even then, the permission of the Directors was necessary. He contended that there was sufficient reason to look upon the list of shareholders as having been correctly made up from the data in the Company's Office; but although this list was *prima facia* evidence of liability, he argued that in the present case there was sufficient proof against all the defendants without it. It mattered not how much the affairs of the Company had been mismanaged, as far as concernad the present case: for the defendants having virtually assented to the appointment of those by whom its business was conducted, were bound by their acts; and according to the Act of Council alluded to, it was at any time open to them to discontinue their connexion with the Company by an advertisement in the *New South Wales Government Gazette*, and not having done this, they must be presumed not to have had any intention of retiring. Mr. Foster then proceeded to argue upon the authorities quoted by the other side, contending that they were not really applicable to the present case.

His Honor then proceeded to sum up: Notwithstanding the time which had been occupied in the trial of the present case, he said, the facts which the Assessors were to determine upon lay in a very small compass, the whole case being determined by two or three short points. The first question for consideration was, whether the Act of Council (5 Vic., No. 10,) extended to all the members of the Company, or whether it merely extended to such of them as were members of it at a particular time; namely, to such as were really members at the time of its passing: and upon this point he should direct them that the Act must be taken to extend to all who were members of the Company at the time the *scire facias* was issued. The second point was, whether the defendants on the record were members of the Company at the time the *scire facias* was issued, which was on the 17th of August, 1843, and who and which of them (if any) were members at that date. The third point to determine was, whether there was any evidence that the defendants, or any of them, had held themselves out to the world as co-partners with such a degree of publicity that the Bank must be supposed to have been aware of it, and to have given credit to the Company upon the faith of their connexion with it. This was a question of fact which the Assessors would have to determine; and he was bound to tell them, that there was no evidence of an interference with the affairs of the Company on the part of any of the defendants, or a holding out to the world of their connexion with it. The fourth point was, whether there had been an admission on the part of the defendants or any of them, either distinct or implied of their liability, and in order to determine this, they would have to look to the whole bearing of the evidence. Some of the defendants when applied to, had alleged a previous sale of their shares, and it would be for the Assessors to say whether such an assertion did not amount to an admission of having actually had shares: for his own part, he did not imagine that it could receive any other interpretation. It had been proved that a prospectus had been issued calling for the formation of a Company, upon what appeared on the face of the prospectus a most patriotic design, without the slightest probability of personal profit, (for there was no allusion to this in the prospectus), to raise an immense amount of capital in order to place commercial transactions on a firmer basis. The eagerness with which the shares were taken up really did credit to the benevolence of the community. He had had some experience with reference to the Bubble Companies of 1824 and 1825, in England, and with reference to companies of the same class in New South Wales; but a more benevolent kind of prospectus he never met with. The very amount of the capital was sufficient to show that something more than the mere business of auctioneering was contemplated; and it was the duty of the shareholders, before investing their money, to enquire into the details of the plan; but if they chose to apply for shares upon the mere proposition contained in the prospectus, they must be bound by the consequences of their act. The question as to whether the mere application for shares, and the payment of deposits, was sufficient to form a partnership, was purely a matter of law; and after having gone through all the cases bearing upon this subject, he could not find any one of them which did not differ in some essential particular from the present. His Honor then referred to a number of authorities, and proceeded to state, that upon these authorities he should direct the Assessors; first, that the prospectus of the Company was the basis of the contract between the parties, and that however advisable for prudential reasons it might be to have a deed of settlement, such a deed was not absolutely necessary, as, if persons were heedless enough to rush into speculative transactions upon the mere statement of a prospectus, the company might be carried on upon the conditions named in that prospectus without a deed at all. It would still be a question as to whether the business of the Auction Company had been carried on in this manner; and he would, therefore, in the second place, direct the Assessors that it was plain such had been the case. It would be for the Assessors to determine upon the evidence before them whether the defendants, or any of them, had applied for shares; but assuming that they had done so, he would put it to them whether there was a single condition in the prospectus which had not been fulfilled. Evidence of mismanagement had been given; but the short answer to all this was, that the Bank of Australasia, who were the present plaintiffs, had nothing to do with this, the proper course being for the defendants to resort to their remedy against the Directors. It had been urged that the Directors exceeded their powers, but the same answer would apply to this objection unless it was out of a transaction different to those the Directors were authorised to enter into that the present action had sprung, in which case the whole proceeding would fall to the ground. On reference to the judgment roll, however, he found that the suit was upon a promissory note of the Chairman's, and he must hold that to a Company engaged in commercial transactions it was quite competent to give such notes, and to bind the shareholders by so doing, and with reference to what had been urged as to the cause of action being subsequent to the passing of the Act, he was bound to assume that the judgment had been properly obtained, and that the rule had been given as a renewal of some claim existing before the Act came into operation. The next point to be answered was, whether there was any evidence in accordance with sections eight and nine of the Act of Council referred to; and although the list of 1844 must be left out of consideration, having been made out since the commencement of the present proceedings, they had before them the list of 1843, upon the correctness of which they might form their own conclusions. He conceived that the legislature never intended their lists to be made out in any other way than from the books and records of the Company; and if truly made, even the list, supposing it to have been properly received in evidence, was, by section 8 and 9 of the Act, made conclusive. It was contended, however, by the defendants, that the list was not a true one, and of this the Assessors would have to judge; but the points of law as to whether it had been properly received in evidence would have to be argued on a future occasion. The list, however, in the present case was only *prima facie* evidence, and the Assessors would have to determine whether it was fully supported by the other circumstances shown on the part of the plaintiffs, or whether the rebutting circumstances proved by the defendants were sufficient to outweigh the evidence on the other side. The rebutting circumstances to which he would in conclusion call the attention of the Assessors, were—first, that the defendants had never attended any of the meetings; secondly, that whether a deed was or was not necessary, there had been a deed prepared, which none of the defendants had signed; thirdly, that great mismanagement had taken place in the affairs of the Company, (although it had not been shown that the defendants endeavoured to remedy this evil, or to retire from the Company); fourthly, that no auctioneer's license had ever been taken out, either for the Company itself, or for its individual members (the bearing of which objection he must confess he could not appreciate); and fifthly, that many of the defendants had been the purchasers of goods from the Company. This last point was strongly urged, and it was contended that the members of a company being precluded by law from dealing with that company, the defendants having so dealt could not be members; but, he must remark, that this by no means followed: for although the Auction Company might not have been in a position to sue its members upon debts contracted in this way, it was still quite possible that such dealing might have taken place, and was a mere question of fact to be determined by the Assessors.

The Assessors, after having retired for about fifteen minutes, returned a verdict for the defendant, Abraham Moses; and for the plaintiffs against all the other defendants.

After the verdict had been recorded, his Honor said the Assessors had requested him to state that they had given the questions submitted to them all the consideration they could; but they would be happy if any of the doubtful points raised were submitted to a jury.

Mr. Foster remarked, that he felt fully satisfied with the verdict as it stood.

His Honor informed the plaintiffs' counsel that as the Assessors had been constantly employed during six days, in hearing the case, they were entitled to extra compensation for their time. It had been proposed to allow them 10s. per diem; but that, he understood, was objected to.

Mr. Gurner, as attorney for the plaintiffs, stated, that all objection to such a rate of paying the Assessors had been withdrawn.

The Court then adjourned.

DOMESTIC INTELLIGENCE.

INSOLVENCY PROCEEDINGS.

SATURDAY.

Before the Chief Commissioner.

PROOF OF CLAIMS.

In the estate of John Murray, a second meeting: D. Jones and Co., £268 6s 10d.

In the estate of John Wiseman, a single meeting: Flower, Salting, and Co., £292 12s.; Sophia Wiseman, £3032 10s.; the Executors of J. Cobb, £1000.

In the estate of Edward Walsh, a single meeting: G. Seggerson, £119 6s. 6d. The meeting was adjourned till September 7, at half-past ten.

In the estate of Thomas Ayerst, a single meeting: F. Gaunson, £11 2s 6d.; R. Cannon, £50; Stone and Holle, £7 12s.; R. Russell, £43 8s. 5d.; the estate of R. Dawson, £50 18s.; Thacker, Mason, and Co., £51 3s. 7d.; D. Jones and Co., £9 19s. 6d. The meeting allowed the insolvent his tools and wearing apparel.

In the estate of Archibald Lamont, a single meeting: Levicks and Younger, £75 3s. 10d.; D. Jones and Co., £293 16s.

MEETINGS FOR TO-DAY.

James Devlin, a second meeting, at eleven o'clock.

Alexander Andrews, a single meeting, at two.

George Martin, a single meeting, at half-past two.

MEETINGS FOR TO-MORROW.

Hughes and Hosking, a special meeting, at noon

J. T. Hughes, a special meeting, at noon.

J. Hosking, a special meeting, at noon.

New Insolvent.—The following estate was sequestrated on Saturday last:—George Nail, of Moreton Bay, licensed victualler. Debts: £800 15s. 9d. Assets—landed property, £30; personal property, £78 2s. Balance deficiency, £692 13s. 9d. Hutchinson Bell, official assignee.

MEETINGS OF CREDITORS.

The following is a list of all the meetings of creditors fixed up to this date, extracted from the Minute Book of the Chief Clerk in the Office of the Chief Commissioner of Insolvent Estates:

Note.—The numerals 1, 2, 3, denote first, second, and third meetings; s., a single meeting; sp., a special meeting; and ad., an adjourned meeting.

August.—Monday, 19.—James Devlin, 2; Alexander Andrews, s.; George Martin, s.

Tuesday, 20.—Hughes and Hosking, sp.; J. T. Hughes, sp.; J. Hosking, sp.

Wednesday 21.—Stephen Coxen, ad. 2; Charles Coxen, 1.; James Scott Hindmarsh, sp.

Thursday, 22.—Joseph Faris, 3; Thomas Almond Johnson, s.; Joseph Walford, ad. sp.

Saturday, 24.—William Mason, ad. 3; R. Rouse, ad. 3.; Charles Robins, sp.; John Gray, sp.

Monday, 26.—Charles Robins, ad. sp.

Tuesday, 27.—Dunlop and Co., ad. sp.

Wednesday, 28.—H. T. Sheldon, ad. sp.

Thursday, 29.—Edward Youngman, sp.; James Hassall, 3.

Saturday, 31.—Charles Coxen, 2; Roger Murphy, s.

September.—Saturday, 7.—Edward Walsh, ad. sp.

Monday, 9.—Joseph Roberts, sp.

Thursday, 12.—Robert Ramsay M'Kenzie, 3.

October.—Monday, 14.—Kenneth Munro, sp.

SYDNEY COLLEGE.

The adjourned meeting of the Proprietors of the Sydney College, called for the purpose of electing a President in the place of Sir J. Jamison, deceased, took place on Saturday afternoon.

There were present—W. C. Wentworth, M.L.C.; W. Bland, M.L.C.; W. Lawson, M.L.C.; Messrs. Halloran, J. Josephson, Hyndes, Hutchinson, Iredale, Gannon, Smith, Wyatt, Wright, Holt, Lyons, Cape, Plomer, Allen, Jilks, Josephson Jun., Kettle, Martyn, Perry, V Solomon, and Mrs. Reibey.

W. Lawson, Esq., M.L.C., was called to the Chair.

Mr. Alderman Allen, Secretary, stated that the object of the Meeting was, to elect a President in the place of Sir John Jamison, lately deceased; and communicated to the Meeting

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the substance of a letter from Mr. Justice Stephen, who it was supposed would have been proposed for the vacant Presidentship, declining to be put in nomination for that office, and stating that he was unaware that it was contemplated to put him in nomination, until he saw it announced in the public papers, and that his other occupations would not allow him to attend to the duties of the office; and, moreover, that however desirous he might have been to occupy such a position, he would not have allowed himself to be nominated in opposition to any other person long connected with the Institution.

Mr. Allen, on his own part, stated, that, although he had heard that he was to be nominated, he had not in any way solicited such nomination, nor was he aware that it was contemplated before the Meeting from which this was adjourned, and he had acted in this matter as he had always done before; he had not suggested that he should be proposed, nor had he, nor would he, solicit any votes.

It was then proposed that Dr. Bland, M.L.C., be elected President of the College.

The motion having been seconded, Mr. Lyons handed in the following proxies in favour of Dr. Bland, viz., Major Antill, J. Chisholm, Esq., J. Smith, Esq., and W. M. Bradley, Esq., M.L.C.

The question was put, and W. Bland, Esq., M.L.C., was unanimously elected President of the Sydney College.

After a few words from the newly elected President in thanks for the honour done him by elevating him to the office of President,

Mr. Lyons enquired, whether it would not be necessary, as Mr. Bland, who had heretofore been Treasurer, had been elected President, to appoint a new Treasurer.

Hereupon some conversation ensued, when, Mr. Allen having been proposed as Treasurer, it was suggested that he should fill the offices both of Treasurer and Secretary, and it was stated that Mr. Allen's services as Secretary were too valuable to lose, by appointing him to the office of Treasurer. This proposition was met by Mr. Allen stating that, although for the last twenty years he had performed the duties of Secretary, he could do it no longer, from his numerous other avocations, and that whether elected Treasurer or not, he intended, so soon as another Secretary could be found, to resign his office of Secretary.

After some conversation, it was proposed and carried, that Mr. Alderman Allen be elected Treasurer to the Sydney College.

It having become necessary that a Secretary should be appointed in consequence of Mr. Alderman Allen's vacation of that office, it was proposed and carried, "That John Rose Holden, Esq., be elected Secretary to the Sydney College.

Each of the newly appointed officers returned thanks to the proprietors for the honour conferred upon them.

Some conversation took place subsequently as to the mention to be made in the records of the institution for the services rendered by the late President, but members of the Committee of Management who were present intimated that this matter had already been attended to in Committee.

It was also mentioned that insinuations had been thrown out that the arrangements of the College were not such as they should be; but, at the same time, that no complaints had been laid before the Committee, and that if there were any ground of complaint the Committee would be most anxious to be made acquainted with it, and to investigate it.

After thanks given to the Chairman, the meeting separated.

SPIRITS AND TOBACCO.

(From Saturday's Shipping Gazette.)

Stock on hand 10th instant—B. P. rum, 131,358 gallons; brandy, 149,986 gallons; Geneva, 55,661 gallons; whiskey, 6384 gallons; liqueurs, 1098 gallons; British spirits, 4318 gallons; foreign spirits, 25,989 gallons; fig and Cavendish tobacco, 412,369 pounds; Brazil and cut ditto, 30,886 pounds; leaf ditto, 13,904 pounds; cigars, 40,240 pounds; snuff, 8173 pounds.

Received during the week.—Nil.

Delivered for home consumption.—B. P. rum, 2240 gallons; brandy, 1221 gallons; Geneva, 346 gallons; whiskey, 65 gallons; liqueurs, 15 gallons; British spirits, nil; foreign spirits, nil; fig and Cavendish tobacco, 6916 pounds; Brazil and cut ditto, nil; leaf ditto, nil; cigars, 302 pounds; snuff, nil.

Delivered for exportation.—B. P. rum, nil; brandy, 66 gallons; Geneva, 388 gallons; whiskey, nil; liqueurs, nil; British spirits, nil; foreign spirits, nil; fig and Cavendish tobacco, 6343 pounds; Brazil and cut ditto, nil; leaf ditto, nil; cigars, nil; snuff, nil.

Stock on hand 17th instant.—B. P. rum, 129,118 gallons; brandy, 148,699 gallons; Geneva, 54,927 gallons; whiskey, 6319 gallons; liqueurs, 1083 gallons; British spirits, 4318 gallons; foreign spirits, 25,989 gallons; fig and Cavendish tobacco, 399,110 pounds; Brazil and cut ditto, 30,886 pounds; leaf ditto, 13,904 pounds; cigars, 39,938 pounds; snuff, 8173 pounds.

Port Phillip Election.—We understand Mr. Boyd has forwarded to the electors of Port Phillip intimation of his readiness to be put in nomination for the seat in Council, vacant by the resignation of Sir Thomas Mitchell, in the event of their finding any difficulty in securing a candidate pledged to the support of the pastoral interests.

Sale of Premises opposite the Dock-yard, This Day.—Mr. Lyons has requested us to remind intending purchasers of the valuable property to be disposed of by him this day, at the Mart, at twelve o'clock precisely, in two lots, producing a certain income of £220 per annum, the terms for which are most liberal,—and in sixteen years the property will become absolutely the purchaser's.—*Communicated.*

One of the two Thousand.—On Saturday last, Mr. John Baptist, gardener, appeared before the Mayor, on a summons to answer the complaint of a man named Anderson, who with his wife had hired with the defendant as a field labourer for £20 per year, with board and lodgings. The complaint was, that defendant had refused to pay the complainant the sum stipulated in the agreement. The defendant admitted the agreement, but showed by the cross-examination of the complainant that both he and his wife had absented themselves without leave from their hired service, on more than one occasion. The defendant also stated that the complainants were entirely useless, as they either would not or could not work; they had come hither in the *Briton*, and shortly after the agreement had been entered into he had discovered that the complainant was a nailor, and was now anxious to get the agreement cancelled, as he had learned that he could make more at his trade. He also stated that he had for many years past employed twenty men, and never but on one occasion of a similar nature had he been brought before the bench, and in that as in the present case the complainant was a person who could not work. He came before the bench in order to protect his interests as an employer of labourers, whom it cost him a great deal of trouble and expense to maintain, from the facility with which they could get other employment, at the same time he felt bound to state that it was invariably the most useless and crawling men that gave him the greatest trouble. The bench dismissed the case.

Rogues and Vagabonds.—On Saturday last, ... Buffery, John Scammell, and Joseph Rice, were all brought before the Mayor under the Vagrant Act, when it being proved that all of them had been previously convicted as idle and disorderly characters, they were convicted by the Mayor as rogues and vagabonds, and sentenced each to be imprisoned in Sydney gaol for three calendar months.

Committal.—Charles Brenan, a well-known Sydney thief, was apprehended on Friday morning on a charge of stealing a great coat, the property of Charles Morris, publican, corner of Pitt and Liverpool streets. It appeared that the prisoner, with some other men, went into the house of the prosecutor, where they had some liquor, when the prisoner left unobserved, taking with him the great coat in question, which he afterwards sold to a young man at the Haymarket. The buyer was soon after apprehended with the coat in his possession, and, luckily for himself, gave such a description of the man he had bought it of as enabled the police to apprehend Brenan. As a ground why he should not be committed for trial, Brenan impudently denied ever seeing the coat; he was, however, committed for trial.

Cottages at Chippendale.—We are requested to notice the sale of three cottages by Mr. Stubbs, this day, at his Mart, which really form a snug little freehold property for any man.—*Communicated.*

Stealing from a Shop Door.—About eight o'clock on Friday evening, a cry of "Stop thief!" was raised on Brickfield-hill, in consequence of a man, habited as a sailor, snatching two pieces of print from a shop door in that vicinity, and running off with them. In the chase the prints were dropped, after which the thief turned sharply round Liverpool-street, and slipped quietly and quickly down in the mud, where he began to play the drunkard—so much so that the pursuers, on coming up, could scarcely get him to stand on his legs; he was however conveyed to the watch-house, where he appeared to be perfectly sober, and was recognised as Benjamin Tims, an old acquaintance of the Police. He was remanded till to-day, for the evidence of the owner of the print.

Flour-stealing.—On Friday last, James Kelly, of Lane Cove, placed a sack containing about 130lbs. of flour in his boat, at the Market Wharf, for the purpose of conveying it to his residence. Having occasion to leave the Wharf afterwards for a short time, he found on his return that the flour was gone. In consequence of some enquiries, he ascertained that a man named Marks had gone to his (Kelly's) boat and carried off the flour on his back. It was subsequently traced to the house of a man named King, who had bought the whole for 6s. 6d., being less than half the value. Marks and King were soon after apprehended, and remanded till to-day for further examination.

Inquest.—On Saturday last, an inquisition took place before John Ryan Brenan, Esq., Coroner for Sydney, in William Cole's public-house, the "Brown Bear," George-street, on the body of John Prosser, when the following evidence was given:—Margaret Williams, of George-street, deposed, she knew the deceased, who lived near her in Brown Bear Lane; she went into his house on Friday morning and found him lying on his face, she called her husband, when they examined the body and found it dead, but still warm; he had all his clothes on, and had been seen out early in the morning; he had been complaining for a good while, and used to complain of pains which prevented his sleeping at night; he was once a mounted policeman, then a constable, and latterly a private night watchman. Witness had no reason to believe that he died from anything but natural causes. Dr. Mackellar having certified that death had been produced by disease of the lungs and rheumatism, the jury returned a verdict in accordance with the medical evidence.

Salaries of the Ministers of State and the Judges.—The following is a return of the salaries of the Ministers of State and of the Judges:—First Lord of the Treasury (Premier), £6,000 per annum; Secretary of State for the Home Department, £5,000; ditto for Foreign Affairs, £5,000; ditto for the Colonies, £5,000; the Chancellor of the Exchequer, £5,000; First Lord of the Admiralty, £4,500; President of the Board of Control, £3,500; ditto Board of Trade, £2,000; Secretary at War, £2,580; Lord President of the Council, £2,000; Lord Privy Seal, £2,000; Chancellor of the Duchy of Lancaster, £4,000; Lord Lieutenant of Ireland, £20,000; Secretary of State for Ireland, £5,500; Paymaster-General and Treasurer of the Navy, £3000; Master-General of the Ordnance, £3,500; Postmaster-General, £2,500; Master of the Mint, £2,000; Master of the Horse, £2,000; Judge Advocate-General, £2,000; Commander-in-Chief of the Army, £3,460 per annum. Salaries of the Law Officers.—Lord High Chancellor of England, £14,000; Lord Chancellor of Ireland, £8000; Master of the Rolls, £7,000; Chief Vice-Chancellor of England, £6,000; the other Vice-Chancellors, £5,000; Lord Chief Justice of the Court of Queen's Bench, £8,100; the other Judges, £5,000; Lord Chief Justice of the Court of Common Pleas, £8,000; the other Judges of ditto, £5,000; Lord Chief Baron of the Exchequer, £7,000; the other barons, £5,000 to £5,500 each; the Attorney-General, £5,500; Solicitor-General, £1,500 per annum.

BIRTH.

At Mannus, near Yass, on the 2nd instant, the lady of Sydney G. Watson, Esq., of a daughter.

MARRIAGES.

At St. James's, by the Rev. R. Allwood, on Thursday, the 15th instant, Mr. William Blair, of the Bank of Australasia, to Henriette Anne, third daughter of the late Joseph Storey, Esq., shipowner, Sunderland.

At Newcastle, the 15th instant, by special license, by the Rev. Mr. Stewart, Mr. William Graham, to Eliza, second daughter of Mr. John M'Call, watchmaker.

DIED,

Last night, at his residence, Macquarie-street, Mr. Thomas Burdekin, aged 43 years.

At his Residence, Northampton, on the 8th February last, Henry Becke, Esq., Solicitor, third son of the late Cecil Becke, Esq., of the firm of Becke, Son, and Collison, of New Inn, Strand, Solicitors.

On the 5th March last, Mrs. Mary White, relict of Mr. Robert White, at Devizes, Wiltshire, and mother of Mr. Laban White, Auctioneer, of Windsor, in this colony, in her 92nd year.

At the Wollombi, on the 13th instant, John Tremayne Rodd, aged 72 years.

ABSTRACT OF SALES BY AUCTION.

We insert, for the information of the public, an abstract of all the public sales which take place

THIS DAY.

Mr. R. Fawcett.—At his Rooms, at half-past 10 o'clock, Haberdashery, Hats, &c.

Mr. S. Lyons.—At his Mart, at 11 o'clock, square, rod, round, and bar Iron, Cab Phaeton, Harness, and Carriage Horse.

Mr. Stubbs.—At his Mart, at 12 o'clock, the New York Hotel, Houses, Shop, and Stores in George-street North, three Houses in Chippendale-place West.

Mr. W. G. Moore.—At his Rooms, this morning, Household Furniture, &c.

Mr. J. G. Cohen.—In the Large Room of the City Hotel, George-street, at 12 o'clock, China, Persian, and Japanese Goods.

Mr. Rundle.—At the Circular Wharf, near the Bethel Union, at 1 o'clock, p.m., Sailing Boat.

COUNTRY SALES.

Mr. Beck.—In the Pound, at Appin, August 20, Dairy Cows, Horses, &c.

Mr. J. Byrnes.—In the Market Place, Parramatta, August 21, Cows, Mares, Horses, Cart, Gig, Harness, &c.; at the Stores of J. and W. Byrnes, George-street, Parramatta, August 22, Merchandise.

FOR BRISBANE WATER.

THE SCHOONER *LADY OF THE LAKE* is now ready to take in her cargo, and will sail for the above place on Tuesday next. For freight or passage, apply on board; or, to Thomas Hockings, Agent, 3, Gasometer-street, Kent-street. 2327

FOR THE MANNING RIVER.

THE CUTTER *CHALLENGER*, will leave the Union Wharf on Wednesday next, 21st instant. For freight or passage apply to the Master, on board, or to

WILLIAM DALTON.

Prince-street, August 16. 2311

FOR PORT MACQUARIE.

THE clipping Schooner *MARY ANN* will leave the Union Wharf on TUESDAY next. For freight or passage apply to the master, on board, or to

W. DALTON, Prince-street.

August 16. 2312

FOR ADELAIDE DIRECT.

THE regular packet brig *EMMA*, H. T. Fox, will leave the Circular Wharf, on Wednesday 28th instant. For freight or passage apply on board, to

THOMAS WOOLLEY, or to
JOHN ALGER.

2287

NOTICE.

TO SHIPPERS OF GOODS TO AND FROM WOLLONGONG.

IN consequence of the steamers being withdrawn from the above trade, the undersigned has made arrangements to despatch the fast-sailing cutter

GEORGIANA,

on Tuesday next, at five o'clock p.m., from the Commercial Wharf, and every Tuesday following, wind and weather permitting.

JOHN MEIKLEJOHN.

August 19. 2304

FOR HOBART TOWN,

(WILL POSITIVELY SAIL ON WEDNESDAY.)

THE fine first-class packet brigantine *WATERLILY,* 155 tons register, John Hayle, commander. Has room for a few tons of light freight, and two cabins disengaged, for which early application is necessary, *as the vessel will sail on the day named.* Apply to the Captain, on board, at the Queen's Wharf, or to

JOHN MACNAMARA.

Hobart Town Packet Office, Queen-street.

☞ All goods must be on board by to-morrow evening. 2299

THE MAYOR'S FANCY DRESS BALL.

IT having been notified to the Committee of Management of the Mayor's approaching Ball, that forged cards of invitation are in circulation, parties are hereby informed that they will be required to produce, at the Theatre, their cards, which are duly endorsed and numbered by the Mayor's Secretary; no lady or gentleman will be admitted without the card of invitation being inspected. The cards of admission to the gallery are also numbered and officially signed, and no card will admit more than one person.

By order of the Committee,
W. C. WILLS,

2292 Secretary.

COPPIN'S LARGE SALOON,

ADMISSION FREE.

ADDITIONAL ATTRACTION.

THREE SENTIMENTAL!
THREE COMIC!!
THREE NIGGER SINGERS!!!
PIANIST, VIOLINIST, and the PHANTASMAGORIA.

THIS EVENING, Monday, August 19.

THE Saloon will open at half-past six, commence at seven, and close at eleven o'clock, in consequence of the night license not extending beyond that hour

THE DISSOLVING VIEWS

Will introduce some eccentric, peculiar, comical, and demoudrollical cosmopolites, at seven o'clock precisely,

A variety of new and popular ballads, by the

THREE SENTIMENTAL SINGERS.

Who has heard Jonathan Jonah Golish Bang's eccentricities?—and who has not? The former will go again when they learn this is his last night, and the latter, that is, such as are fond of a hearty laugh, should go. The careworn business man, or the tired citizen, hardly gets a sight of his humorous and irresistible laughter-provoking phiz, when *ennui* and blue devils loose their hold, shrink affrighted from their usurped throne, and the melancholic and misanthropic find themselves suddenly transformed to good humoured and jovial fellows, and perfectly *sans souci*.

Mr. Newson as Billy Barlow, and all the Drolleries that can be collected by the

THREE COMIC SINGERS!!!

New great Operatic effort by "dat immense Nigger,"

MR. JIM BROWN,

who will screech in such astonishing style as to charm all Sydney from one end to de oder: and arter dat, he will dance a Pas Single, after de manner of Taglioni, aided by a newly imported Coloured Lady, who challenges Lubly Rosa, Dinah Crow or any other female in de world, for a rale out and out Dance with her husband, Romeo Soso, in de true darkee style; for these are the only

THREE NIGGER SINGERS

in the colony that have a natural Day and Martin polish.

☞ Remember, to commence at Seven o'clock. 2305

THE SHIPPING GAZETTE,

AND

SYDNEY GENERAL TRADE LIST.

THE Twenty-second Number of the *Shipping Gazette* was published on Saturday, and will be continued every Saturday afternoon.

Contents:—Arrivals and Departures of Shipping for the week; Arrivals and Departures of Coasters for the week; Imports and Exports for the week; Vessels laid on for London; the Shipping Intelligence of the week, including News from the Out-ports, England, Port Phillip, Van Diemen's Land, South Australia, and Cape of Good Hope; List of Ships in Harbour; Vessels Expected; Vessels Loading in London for these Colonies; Whaling News; Death of Mr. Murray; the Marquesas. Commercial Remarks; the Wool Market; Wool Circulars; the Wool Trade; Quantity of Spirits and Tobacco in Bond; Sydney Price Current, &c.

⁂ Advertisements received for the above till ten o'clock on the mornings of publication. Terms same as for the *Morning Herald.*

Terms:	£	s.	d.
One copy, per quarter	0	7	6
Two copies, ditto	0	12	0
Three copies, ditto	0	16	6
Four copies, ditto..........	1	1	0
Six copies, per annum	5	0	0

KEMP AND FAIRFAX,
Proprietors.

SIMMONDS'S COLONIAL MAGAZINE, No. 4, was published on the 1st April, price 2s. 6d. Contents:—1. Operations in Gwalior. 2. State of Affairs in New Zealand. 3. Notes on Esquimaux Bay. 4. Dr. Binns on the Sugar Duties. 6. The Agriculture of Hindostan, with six Illustrations, By G. W. Johnson, Esq. 7. On the Pressure of the Atmosphere in Newfoundland. 8. New Brunswick as an Emigration Field 9. On the Intellectual Powers of the Negro. By Dr. Binns. 10. Health and Vital Statistics of Calcutta. By J. H. Stocqueler, Esq. 11. Our Note Book. 12. Elk Hunting. 13. Progress of American Manufactures, 14. Reviews. 15. Property, Taxes, and Population of Canada West. 16. Colonial Intelligence. 17. Home Intelligence. 18. Obituary, &c.

FOREIGN AND COLONIAL OFFICE, 18, Cornhill. 2282

HAMILTON'S
BOOT AND SHOE MANUFACTORY,

476, *GEORGE-STREET,*

(Near the Bank of New South Wales.)

J. H. returns his sincere thanks for the patronage he has received for the last twelve years, and begs to inform his friends and the public generally, that in order to meet the present depressed state of the times, he has made a great reduction in the prices of every article of his own manufacturing; he has also for their inspection the largest and best assorted stock of London, Paris, and Dublin made boots and shoes in the colony, consisting of ladies', gentlemen's, and children's boots and shoes; they are selected from the most approved makers, and from the long practical experience J. H. has had in the business enables him to pay that attention to shape and quality which cannot fail to give satisfaction. Prices low.

Three cases of gentlemen's French Wellington boots, which for quality and workmanship surpass any ever yet imported.

Ladies' silk and satin shoes, and gentlemen's dress boots and pumps, of every description.

2273

SCHOOL OF ARTS
LECTURES—SEASON, 1844.

MR. RAE will deliver his Third Lecture on the genius and character of Robert Burns, in the Theatre of the Institution this evening, August 19, at half-past 7 o'clock. Non members will be admitted on the payment of 6d. each. The doors will be open at 7 o'clock.

By order of the Committee,
2285 J. S. DUER, Secretary.

THE LAST FORTNIGHT
OF THE
SELLING OFF OF THE "BEE HIVE" STOCK.

IN REMINDING THE PUBLIC of the shortness of the time previous to the

SALE BY AUCTION,

CHRISTOPHER NEWTON wishes to point out some of the

ADVANTAGES arising from BUYING at THE BEE HIVE,

Amongst which are the terms, viz.:

CASH ONLY, AND NO ABATEMENT.

All goods being marked in plain figures, and at the lowest price, no deviation can be made; so that if a child is sent it would be served with as much attention and equity as the best judge.

The greater proportion of the Stock being Cash purchases, C. N. has been able to buy goods at very low prices, and in following out his rule of selling at the

LOWEST POSSIBLE PRICE,

He is enabled to offer

DECIDED BARGAINS IN EVERY DESCRIPTION OF DRAPERY GOODS.

Also with reference to the

EXTENSIVE ENGLISH CONSIGNMENTS,

The instructions are to close them at whatever sacrifice, consequently, giving an opportunity of buying goods at less than the original cost.

The Silk Stock offers advantages rarely to be met with at home, and certainly not elsewhere.

In Fancy Silks, Satins, Satinets, Velvets, &c., suitable for dresses and trimmings for the approaching

Fancy Dress Ball,

the choice is very great; and the extensive patronage received, in this department more particularly, during the past week, is a convincing proof of their cheapness

There are also a few of the

Rich Figured Gotha and Glace Silk Shawls,

advertised last week. worth in the Parisian market three and four guineas to be sold at 18s. 10d., 24s. 9d., and 30s. each.

Christopher Newton can only say, with reference to these shawls, that he sincerely regrets being compelled to sacrifice so elegant, so rich, and so rare, an assortment as the one now offered.

This day will be opened

One Case Silk Hosiery, at very low prices; and a large assortment of

Cordillea Kid Glover (spotted) at 1½d. per pair.

The proprietor of the Bee Hive wishes to impress upon the minds of those in the Trade that they can replenish their own stocks from his, at far lower prices than elsewhere, and sincerely hopes that they will banish from their minds the jealous feelings existing towards him, and come and purchase at his establishment.

August 19. 2322

SUPERIOR HATS

THE BEST HATS in the Colony are from London, and are only to be had, cheaper than at any house in Sydney, at

UTHER'S, 274, Pitt street.

Hats of all shapes for the Mayor's Fancy Ball.

2294

CEDAR YARD REMOVAL.

R. STEWART is removing his business to the corner of Bathurst-street, a little from his former yard. No rise in his former prices.

N B. Country orders supplied on the shortest notice, having three pair of sawyers constantly at work. 2324

EBENEZER COAL WORKS.

ARRANGEMENTS are made to carry on the Ebenezer Coal business with a larger weekly supply, to meet the increasing demand. Sold only by weight, delivered within the city, at 24s. per imperial ton of 2240lbs., on the Wharf, Sussex-street, at 22s. per imperial ton.

2279. L. E. THRELKELD.

BRAN.

30 TONS FOR SALE,

	£	s.	d.
At per ton	3	12	6
Five bushels	0	3	9
Per bushel	0	0	10

Wholesale and Retail Stores,

No. 610,

George-street, facing Essex-street. 2310

TABLE AND PUDDING RAISINS, &c.

NOW LANDING, ex *Prince Albert* and *Ceylon*, the following Goods, viz.:

One hundred boxes fresh raisins, in boxes 28 lbs. each
Five barrels Smyrna raisins, 4 cwt. each
Five carroteels currants
Three cases Jordan almonds
Twenty barrels oatmeal, 112 lbs. each
Twenty ditto pearl barley, 112 lbs. each
Five barrels pickled herrings
Two hundred and fifty tins red herrings
Twenty-five quarter casks vinegar
Twenty cases, one dozen each, pint salad oil
Five tierces Barrett's twist tobacco.

ROBERT COVENY,
2286 No. 102, Market-street, East.

SHEARING SUPPLIES.

ON SALE at the stores of the undersigned—

Sugar
Tea
Woolpacks
Woolbagging
Twine, &c.

A. B. SMITH, AND CO.,
2300 Sussex-street.

FOR SALE, at the Stores of the undersigned, who has removed from 423, George-street, to 550, same street, opposite the Bank of Australasia,

Colonial and Adelaide flour, first and second quality
Ship and cabin biscuit
Maize
Woolpacks, 10 lb., very strong
Three bushel sacks
Gunny bags
Tea, hysonskin, extra fine, ex *Dawson*
Ditto, superior black leaf pekoe, 35 lb. packages, ex *Trinidad*
Ditto, best souchong
Ditto, balson ditto, very cheap
Colonial soap, in 56 lb. packages
Seaming twine
White's tobacco pipes, in ten gross boxes
Walthall's superior honey dew tobacco
Edinburgh pale ale, in four dozen casks, very cheap.

The undersigned will sell on commission, and store wool, tallow, hides, flour, and other colonial produce consigned to his care, and a cash advance will be made on goods for sale, if requested, until sold, or proceeds of sales may be returned in goods, or otherwise disposed of as may be ordered.

GEORGE SMALL.

Opposite Bank of Australasia. 2317

FOR SALE at the stores of the undersigned—

Copper Sheating
Copper Nails

A. B. SMITH AND CO.,
2301 Sussex-street.

LAWSON'S prime Mess Beef, equal to the best Navy, in tierces of 336lbs. each, cured with Liverpool, and packed with St. Ube's salt, on sale at 52s. 6d. per tierce.

2283 THOMAS AGARS.

HORSE FOR SALE

FOR SALE, at Mr. Stewart's Stable, corner of Pitt and Liverpool streets, a very powerful Saddle Horse, four years old, sound and quiet. 2281

ADVANTAGEOUS OPPORTUNITY.

TO BE SOLD by private contract, a mixed flock of about 300 strong and healthy sheep. For particulars, &c., apply (if by letter post paid) to Mr. Laban White, Auctioneer, Eddington Cottage, Windsor.

Windsor, August 15. 2219

THE undersigned has always for sale, and is ready to purchase for cash.

BANK and other SHARES at the current values

MONEY on the security of productive estates, and of bank shares at reduced interest.

W. BARTON, Share and Money Broker.

2325 591, George-street.

CONFIDENTIAL.

RESPECTABLE parties can obtain small advances on portable property at a low rate of interest, and the strictest confidence may be depended on. Apply to W. G. Moore, Hart's Buildings, Pitt-street.

2308

ESTATE OF R. AND T. COVENY.

THE Creditors will receive payment of the Third and final Dividend by applying at the office of

ARCHIBALD CAMPBELL,
Bligh-street.

By order of the Trustees. 2298

CAUTION.

LOST OR STOLEN, on Friday or Saturday evening last, at a Sale Room, an Order, drawn by Mr. Perkins, of New England, in favour of R. Martin, on. and accepted by, Lyall, Scott, and Co. If lost, and returned to the owner, the bearer will be rewarded for his trouble, by leaving it at the acceptor's office.

The above order will be useless to any parties but the owner, as payment is stopped.

2326 ABRAHAM O'DELL.

WANTED IMMEDIATELY, a Garden and Orchard, within a few miles of Sydney,

OR,

A small Farm at Illawarra, of about 100 or 150 acres, with a House, &c., complete. Address to Q. S., *Herald* Office.

N. B.—All letters must be paid.

August 17. 2280

WANTED, a sober, steady Man, as Coachman; one who thoroughly understands his business, and is willing to make himself useful. None need apply who are not perfectly competent and can produce a character from their last situation. Apply at the Antwerp Distillery, Pitt-street, between ten and twelve o'clock.

August 19. 2296

WANTED, a man and his wife without incumbrances as house servants; also, a housemaid; English preferred. Apply to Mrs. Irving, 327, Castlereagh-street. 2315

AS COOK AND HOUSEKEEPER.

WANTS a situation, as General Servant to a Gentleman or respectable Tradesman, a steady Englishwoman, who can have a good character for honesty, sobriety, ability, &c., from her last places; wages not an object. Apply at Mr. Kelk's, 321, Pitt-street North, if by letter post-paid, to Q. The advertiser having met with a disappointment.

2288

TO BE LET, the House in Spring-street, fronting the residence of the Rev. Dr. Cowper, and near the Government Offices, Macquarie-place. It contains four rooms, outhouses, &c. Rent, £60 per annum, Enquire on the premises, or those behind it. No. 2, O'Connell-street, between the hours of nine and three. 2297

SALES BY AUCTION.

POSTPONEMENT OF SALE.

THE Sale of Earthenware advertised for sale This Day, by Mr. Edward Salamon, is unavoidably Postponed until Friday next, 23rd instant. 2309

TO PRIVATE FAMILIES, DRAPERS, JEWELLERS, AND OTHERS.

CHINA, PERSIAN, AND JAPANESE GOODS.

JOHN G. COHEN has received instructions from the proprietor to submit by public auction, at the large room of the City Hotel, George-street, opposite the Barrack Gate,

THIS DAY, 19th AUGUST,

At twelve o'clock precisely,

The remaining portion of the above beautiful selection of goods, consisting of—

Rich silk dresses
White and coloured new pattern crape shawls
Elegant silk handkerchiefs, new pattern
Silk and embossed aprons
Ladies' and gentlemen's Persian silk velvet slippers, and curious China slippers
New pattern fancy ribbons and silk umbrellas
Mandarin velvet and crape shawls
Sewing silks
Caoutchouc riding whips, from the Straits of Malacca
Carved ivory needle and bodkin cases
Sandalwood ditto, very rare
A very superb diamond ring, mounted in gold, warranted a brilliant of pure water: part of the spoil from a mandarin at Woosung
A variety of lacquered ware and rattan ware
Rice paper drawings, Indian ink, and artists' pallets
Floss silks, assorted colours
Pearl shirt buttons
Camphor wood trunks
Pearl and ivory note cases
Curious puzzle balls, one silk dressing gown
Two jars of Manila biscuits, &c.

ALSO,

Finely executed OIL PAINTINGS of great merit, being subjects of much interest, showing the peculiar character of the Chinese nation, and painted in first-rate style, by the Emperor's artist, Mouchong Pody

A pair of Chinese small lady's feet, executed from life.

Terms, cash.

The auctioneer begs to call the particular attention of the public to the above, it being seldom that such a selection is brought to the hammer. The whole will be put up in lots to suit every description of purchaser. 2265

TO DRAPERS, GENERAL DEALERS, BOOT AND SHOE MAKERS, AND OTHERS.

LONG GAS CHIMNEYS, BELL'S CONGREVES.

JOHN G. COHEN will sell by auction, at his Rooms, 365, George-street, opposite the Market, on

TUESDAY NEXT, the 20th AUGUST,

At Eleven o'clock precisely,

One case Bell's Congreves
One case Valentia waistcoatings
One case white shirts
One ditto moleskin trowsers
One bale tick
One case thread
Eighteen pieces figured coloured velvets
Sixty bundles sailmakers' twine
One case containing,—
Twenty-four pair short Wellington boots
Seven pair men's Blucher boots
Sixty-six pair gentlemen's dancing pumps
Forty-four pair men's walking shoes
Seven pair Wellington boots
One case combs
Two hogsheads long gas chimnies
And a variety of other goods.

Terms—Cash.

GENTLEMEN'S SUPERFINE BLACK BEAVER HATS.

R. FAWCETT will sell by public auction, at his Commercial Sale Rooms,

THIS DAY, 19th AUGUST,

At half-past ten o'clock precisely,

Two cases Messrs. Rodgers and Elliot's best superfine black beaver hats.

Terms at sale. 2302

A PLEASURE BOAT FOR SALE.

MR. RUNDLE will sell by auction, at the Circular Wharf, near the Bethel Union, (where she may be seen)

THIS DAY,

At one o'clock p.m., without reserve,

A very handsome Sailing Boat, 17 feet over all, with mainsail and jib, (nearly new) half-decked, and well-fitted.

Terms, cash. 2316

SHEEP-SKINS, WOOL PACKS, TEA.

MR. S. HEBBLEWHITE will sell by auction, at his Rooms, 577, Lower George-street,

TO-MORROW, TUESDAY, 20th Instant,

At twelve o'clock precisely,

Four hundred and thirty long-woolled sheep-skins

AFTER WHICH,

Two bales wool-packs, 12 lbs. each
Three ditto hemp ditto, 10 lbs. each
Thirty chests hyson-skin tea,

Terms, Cash. 2295

STRONG AND LIGHT CAB PHAETON AND SPLENDID CARRIAGE HORSE.

THE PROPRIETOR GOING TO ENGLAND.

MR. SAMUEL LYONS will sell by auction, at his Mart, corner of George-street, and Charlotte-place,

THIS DAY, the 19th AUGUST,

At eleven o'clock precisely,

A very strong and light cab phaeton, for one or two horses

And splendid carriage horse, docile and useful, and also good in saddle.

The above will either be sold separately or together, to suit purchasers.

Terms at sale. 2291

CARGO OF THE "ALFRED."

SUGARS, COFFEE, CORDAGE LASHINGS, AND CIGARS, EX "ALFRED."

AND THE

BRIGS "JULIA" AND "ALFRED."

MR. SAMUEL LYONS will sell by auction, at his Mart, corner of George-street and Charlotte-place, on

WEDNESDAY NEXT, 21st AUGUST,

At eleven o'clock precisely,

The whole of the cargo of the brig *Alfred*, just arrived from Manila, in lots to suit purchasers.

D—531 bags Zebu sugar
No mark.—736 bags ditto
C—370 bags ditto
R—200 bags coffee
131 coils bale lashings
120 coils steam made patent cordage, from 1½ inches to 4½ inches
8 packages, eighty thousand, No. 4 superior cigars.

AFTER WHICH,

The brig *Alfred*, with all her stores as she is now lying, just arrived from sea

AND

The brig *Julia*, with all her stores, lying at the Flour Company's Wharf.

☞ The expected alteration in the duties on sugar in the home market will undoubtedly have an effect on the sugar market here; purchasers will therefore do well to supply themselves out of this cargo.

The Inventories of the Vessels, and the samples of the Cargo, may be seen at the Mart.

Terms at sale. 2303

TO EXPORTERS OF HORSE STOCK

MR. STUBBS having been honoured with the subscribed particulars and recommendations of ELEVEN superior BROOD MARES and HORSES, of a well-known breed, will put the same up to public auction, at the Cattle Market, on

TUESDAY, the 20th AUGUST, 1844,

At Twelve o'clock precisely.

Particulars and Recommendations, viz.:

Lot 1.—Lady Alice, a chestnut mare, stinted, and foal at foot
Lot 2.—Cleopatra, a chestnut mare, stinted and foal at foot
Lot 3.—Dulcinea, a brown bay mare, stinted and foal at foot
Lot 4.—Salvadora, a chestnut mare, stinted to Bijou
Lot 5.—Whynot, a bay mare, stinted to Lothian
Lot 6.—Fancy, a bay filly
Lot 7.—Papiti, a bay Timor filly
Lot 8.—Mameluke, a brown colt
Lot 9.—Orion, a brown colt
Lot 10.—Standfast, a brown colt
Lot 11.—Beverley, a bay colt.

NOTE.—Those gentlemen who may be speculators on their own account, or exercising a commission for others, are respectfully solicited to inspect and examine the above stock on the day of sale, which will be knocked down for

CASH. 2290

THE PROMPT SALE BY AUCTION
OF
BLANCH'S PROPERTY,
GEORGE-STREET,
NEXT TO THE ROYAL HOTEL.

MR. STUBBS respectfully announces to parties who intend purchasing

BLANCH'S GEORGE-ST PROPERTY

On WEDNESDAY, 28th Instant,

To commence at Twelve o'clock precisely,

At the Mart, King-street,

That he has been instructed thus early to advertise the terms upon which the several lots will be sold, viz.:—

Lot 1.—Cohen's Watch, Chronometer, and Jewellery Shop, let for £5 years at £160 per annum.

Note—£400 may remain secured upon this lot, and the residue (less the deposit of 20 per cent.) at three and six months.

Lot 2.—Benham and Co.'s Family Grocer's Shop, let at £125 per annum.

Note—£300 may remain secured upon this lot, and the residue (less the deposit of 20 per cent.) at three and six months.

Lot 3.—That old established Australian Ironmongery Warehouse, let to Messrs. Bowden and Porter at £250 per annum.

Note—£700 may remain secured upon this lot, and the residue (less the deposit of 20 per cent.) at three and six months.

Lot 4.—The Brass Foundry and Casting Establishment, let to Mr. Russell, at £100 per annum.

Note—£200 may remain secured upon this lot, and the residue (less the deposit of 20 per cent.) at three and six months.

The Auctioneer would particularly press upon the minds of those persons whose capital is deposited in the Banks, the difficulty of procuring more than two or four per cent. for their money; and the

UNPRECEDENTED OPPORTUNITY

they will have at this sale of investing it to more profitable and permanent advantage. The bills will not bear interest—thus extending a *bona fide* credit of three and six months upon the purchase of a property the aggregate rental of which produces

£635 per Annum,

a qualification equal to the high honour of an M. L. C., or representative of the city of Sydney. 2289

ESTABLISHED 1840.

W. G. MOORE will sell by auction, at his Mart, Hart's Buildings, Pitt-street,

THIS MORNING,

A quantity of Household Furniture

ALSO,

A good Stanhope Gig
A Cart (box)
And other sundries

Terms at sale. 2306

A FAMOUS OPPORTUNITY for any respectable MECHANIC wishing to live RENT-FREE for LIFE.

A NEAT COTTAGE AT CHIPPENDALE.

W. G. MOORE has received positive instructions to sell by auction, at his Rooms, Hart's Buildings, Pitt-street, on

WEDNESDAY EVENING NEXT,

August 21st,

A neat COTTAGE, situated in Henrietta-street, Chippendale, being Lot No. 2; with well of water, and other conveniences.

The Auctioneer particularly calls the attention of the public to this sale. The present owner will leave for England by the next ship.

TERMS.—Half cash, and half by promissory notes at three months. 2309

Canvas, Europe Cordage, Copper, Lead Piping, Iron Ballast, Jujubes, Bottled Fruit, Salmon, Candied Peel, &c., &c.

TUESDAY, AUGUST 20.

MR. MORT will sell by public auction, at his Rooms, George-street, on

TUESDAY, the 20th AUGUST,

At eleven o'clock,

28 bolts No. 5 canvas
12 coils Europe rope, 1½ to 4 inches
8 rolls ½ inch lead piping
8 ditto ¾ inch ditto ditto
5 ditto ¼ inch ditto ditto
104 lbs. ¾ inch bolt copper
7 pair lancewood shafts
12 cans body carriage Japan varnish
A quantity of timber and draught chains
9 tons ballast iron
6 pair cart wheels and axles, 52 inches
1 iron crab winch
Patent canon boxes, assorted sizes
3 pair wood bottom scales and weights, with strong chains and cast iron standards, to weigh a ton, suitable for merchant's stores
1 case brassware
1 case portfolios, rosewood desks, knitting boxes, tea caddies, razor strops, &c.
1 bag corks
3 canisters Victoria snuff
2 sets English cart harness
2 cases rose jujubes
18 ditto English bottled fruits, 2 dozen each
25 ditto candied orange peel
1 case bitters
60 dozen bazils
1 case chamois skins
1 weighing machine
50 tins navy green paint, 32 lbs. each
15 tins, each 5 gallons, turpentine
1 cask preserved salmon, 1 and 2 lb. tins

Terms at sale. 2321

FINE NEW DATES.

WITHOUT ANY RESERVE.

MR. MORT will sell by public auction, at his Rooms, George-street,

At Eleven o'clock,

ON TUESDAY, the 20th INSTANT,

Five tons of new dates, in first-rate condition, without any reserve.

Terms at sale. 2319

IN THE INSOLVENT ESTATE OF EDWARD BAILEY, OF MUDGEE, SETTLER.

BY ORDER OF THE TRUSTEE.

MR. MORT will sell by public auction, at his Rooms, George-street, on

TUESDAY, 20th AUGUST,

At eleven o'clock,

Twenty eight Cows, four years old, now running on the station of Mr. Henry Bailey, on the Barwyn River.

The above are very choice cattle, of the Durham breed, perfectly quiet either in calf, or calves by their side—calves given in—and will be sold without reserve.

Terms, cash. 2320

867 HEAD OF CATTLE, OF THE SEGENHOE BREED, WITH RIGHT TO EXTENSIVE STATIONS.

MR. MORT has received instructions to sell by public auction, at his Rooms, George-street, on

WEDNESDAY, the 4th SEPTEMBER,

at twelve o'clock,

The following Lot of Choice Cattle, viz.:

483 cows and heifers
370 bullocks and steers
14 bulls

867 head, more or less.

With this splendid lot of cattle will be sold the right to two extensive stations on which they are now depasturing, known as the

WOOMBER-MURRA STATION,

(Peel's River,)

and the

LIVERPOOL PLAINS STATION:

capable, together, of feeding at least 8000 head, and on which will be found all the necessary huts, stockyards, &c., besides paddocks and other improvements.

SIX STOCK HORSES,

and

CALVES UNDER SIX MONTHS,

together with any IMPLEMENTS on the stations, will be given in.

The cattle have all been carefully bred from the celebrated Segenhoe stock, and the bullocks are in excellent condition.

Terms at sale. 2318

SALE OF COWS.

JAMES BYRNES has received instructions to sell by Public Auction, in the Market-place, Parramatta,

On WEDNESDAY next, the 21st Instant

At twelve o'clock precisely,

40 Milch Cows, originally selected from the much esteemed herds of the late Rev. S. Marsden), part of which are in calf, and the remainder have calves by their sides
4 Brood Mares, in foal, by Mr. N. Lawson's celebrated horse "Sportsman"
2 Colts, 3 years old, broke to saddle or harness
1 Grey Horse, suitable for saddle or harness
1 Mare, warranted to trot fourteen miles within the hour
3 Horses, 4 years old, work well in harness
1 Cart and harness
1 Gig and harness.

Terms at sale. 2313

WITHOUT RESERVE.

JAMES BYRNES will sell by Auction, at the Stores of J. and W. Byrnes, George-street, Parramatta,

On THURSDAY next, the 22nd Instant,

At eleven o'clock precisely,

Several cases of merchandise, being a second importation from England, where they had been selected by a gentleman for his own trade.

The cases contain (among other things) prints, mousselines de laine, jeans, long cloths, counterpanes, figured and shot gros de Naples, satin stocks, ribbons, parasols, broadcloths, regatta shirts, table cloths, damask, men's and women's stockings, carpeting, druggett, &c.

ALSO,

Twenty hogsheads best London porter
One cask pork
One bag dates
Two coils rope.

Terms, Cash. 2314

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LEGISLATIVE COUNCIL.

NOTICES OF MOTION AND ORDERS OF THE DAY.

TUESDAY, AUGUST 20.

NOTICES OF MOTION.

1. DR. LANG to move, that a humble Address be presented to Her Majesty the Queen praying that Her Majesty will be graciously pleased to direct that the requisite steps may be taken for the speedy and entire separation of the District of Port Phillip from the Territory of New South Wales, and its erection into a separate and independent colony.
2. THE COLONIAL TREASURER to move for the appointment of a Select Committee, to enquire into the state of distress alleged to exist amongst certain Agricultural, and other Labourers, and Mechanics with families, and to suggest the means of affording them such relief as may appear requisite.
3. THE COLONIAL SECRETARY to move, that a sum not exceeding £ be appropriated to defray the half salary of His Honor Sir James Dowling, Chief Justice of the colony, for the remainder of the year, 1844, during his absence, on leave, from the colony.

ORDER OF THE DAY.

1. Consideration of the Petition from the District of Bourke, praying the separation of Port Phillip from the rest of the colony.

WEDNESDAY, AUGUST 21.

NOTICES OF MOTION.

MR. ROBINSON to move—

That an humble address be presented to Her Majesty, setting forth that according to the Estimates for 1845, laid before the Council, it will be requisite to raise from the General Revenue and Municipal assessments, the sum of £96,741 7s. 6d. for police, gaols, building of gaols, &c., being in a ratio of 12s. per head on the population of the colony, 165,541. Whereas, the whole expense of the Government of the Canadas, does not exceed 7s. per head, and where a ratio similar to that existing in New South Wales necessary for the United Kingdom, a sum of not less than £16,200,000, would be required for these purposes.

That for the eight years ending on the 31st December, 1843, a sum of £839,800 7s. 7d. was paid by the colony for those services.

That the number of convictions of those who have arrived free, or have been born in the colony, bear a proportion to those who have arrived as convicts of 39 to 72; and that as a matter of equity, instead of the colony being subjected to the payment of this enormous sum, it should not be called upon for more than £33,990 5s. 7d., whilst the Home Government is justly chargeable with the balance of £62,751 1s. 11d.

That of the amount of £839,800 7s. 7d. already paid by the colony, only £295,064 6s. 3d. is its fair proportion, and that the balance of £544,736 1s. 4d. is due to it by the Home Government.

That the necessity of providing the large amount already alluded to, is severely felt by the inhabitants of this colony, and they are thereby prevented from taking any effectual steps towards arresting the perpetuity of crime, by making an adequate provision for the education of the children of the colony, the expense of which would be far greater in proportion than in England, from the scattered state of its population.

That they are thereby prevented from establishing a cheap and uniform rate of postage, and increasing the facilities of correspondence which have been attended with so highly beneficial results in the mother country.

That they are thereby prevented from appropriating any sum for the making or repairing of roads or bridges, or for other works indispensably necessary for the development of the resources of any new country, but more particularly of a colony like this, which is nearly devoid of any facility for inland navigation.

That the raising of the sum in question is now felt to be the more burthensome in consequence of the stoppage of transportation, and the expenditure of the Home Government for military and convict purposes having fallen off from £300,058 2s. 3d. in 1839, to £170,072 17s. 5d. in 1843.

That the experiment of imposing a similar charge on the colony for like purposes in Van Diemen's Land has totally failed; one-third of the local expenditure of that colony being now of necessity defrayed from the Military Chest, and

That Her Majesty be therefore humbly requested to recommend to Parliament that the amount of £544,736 1s. 4d., being arrears due to the colony, and the sum of £62,751 1s. 11d. per annum, being the due portion of the expense entailed by the presence of a convict population in the colony, be defrayed by the Home Government; or should Her Majesty deem it more desirable, upon taking into Her gracious consideration the fact that 59,788 convicts were transported to the colony; and also the present exigencies of both countries, in the one of which upwards of 4,000,000 of its population are subsisting on private and public charities; and in the other, hundreds of cattle are daily destroyed for the mere hides and tallow, it would, in the opinion of this Council be of equivalent advantage to this colony, that the like number of 59,788 free emigrants be sent out at the expense of the Home Government within the next five years; and the colony, through their consumption of taxable commodities, be reimbursed in the sum annually due to it, amounting to £62,751 1s. 11d., as hereinbefore expressed, which measure would likewise tend largely to increase the prosperity of the colony, and the exports of the United Kingdom.

2. THE COLONIAL TREASURER to move, that the Council do resolve itself into a Committee of the whole Council, to take into consideration the Estimates of Expenditure for the year 1845.
3. MR. FOSTER to move, that the Petition presented by him on the 7th instant, from the inhabitants of the district of Macdonald River, be taken into consideration.

THURSDAY, AUGUST 22.

NOTICE OF MOTION.

1. MR. ROBINSON to move:—

That an Address be presented to his Excellency the Governor, requesting that there be laid upon the table of this House, the following Returns:—

1. A Return of all sums expended by the Government from the General Revenue, in the formation and maintenance of streets and roadways, the building of bridges, and the construction of drains and sewers within the city of Sydney, to 1843, inclusive, so far as the same can be ascertained, distinguishing the amount for each year; also, a Return of all sums expended by the Government for like purposes within the town of Melbourne, to 1843, inclusive.
2. A Return of all sums expended by the Government in the introduction of water into the city of Sydney, distinguishing the amount for each year; also, a Return of all sums (if any) expended by the Government for like purposes within the town of Melbourne, to 1843, inclusive.
3. A Return of all sums expended by the Government in lighting the city of Sydney, distinguishing the amount for each year; also, a Return of all sums (if any) expended by the Government for like purposes within the town of Melbourne, to 1843, inclusive.
4. A Return of all sums expended by the Government in the establishment and maintenance of markets, and the erection of market buildings in the city of Sydney, distinguishing the amount for each year; also, a Return of all sums (if any) expended by the Government for like purposes within the town of Melbourne, to 1843, inclusive.
5. A Return of all sums expended by the Government in the construction of Quays, Wharfs, and Jetties, in the city of Sydney, distinguishing the amount for each year; also, a Return of all sums, if any, expended by the Government for like purposes within the town of Melbourne, together with separate Returns of all sums levied for Wharfage Dues in Sydney and Melbourne respectively, to 1843, inclusive.
6. A Return of all sums expended by the Government in the formation and maintenance of the Sydney Botanical Garden, distinguishing the amount for each year; also, a Return of all sums, if any, expended by the Government for like purposes within the town of Melbourne, to 1843, inclusive.
7. A Return of all sums expended by the Government in the establishment and maintenance of the Australian Museum and Library, and the Sydney School of Arts, distinguishing the amount for each year; also, a Return of all sums, if any, expended by the Government for like purposes within the town of Melbourne, to 1843, inclusive.
8. A Return of all sums expended by the Government in the erection of public buildings, other than those above specified, distinguishing the amount for each year; also, a return of all sums expended by the Government for like purposes within the town of Melbourne, to 1843, inclusive.
9. A Return of all sums expended by the Government, in deepening and improving the Harbour of Port Jackson; also, of all sums, if any, expended by the Government, in deepening and improving Hobson's Bay and the Yarra River.
10. A return of all sums expended by the Government in the formation and maintenance of parks, and other places of public amusement and recreation in Sydney; also, a return of all sums, if any, expended by the Government for like purposes within the town of Melbourne.
11. A Return of all sums expended by the Government in the building and maintenance of colleges and schools, and for other educational purposes within the city of Sydney, distinguishing the amount for each year; also, a return of all sums, if any, expended by the Government for like purposes within the town of Melbourne, to 1843, inclusive.
12. A Return of all sums expended by the Government in the establishment and maintenance of hospitals and dispensaries, within the city of Sydney, distinguishing the amount for each year; also, a return of all sums, if any, expended by the Government for like purposes, within the town of Melbourne, to 1843, inclusive.
13. A Return of all sums expended by the Government for other local improvements, not hereinbefore enumerated, for the city of Sydney and town of Melbourne respectively.
14. A Return of all sums received by the Government for the sale of town allotments, within the city of Sydney, distinguishing the amount for each year; also, a return of all sums received by the Government for the sale of Melbourne town allotments, to 1843, inclusive.
15. A Return of the population in the city of Sydney, and the town of Melbourne respectively, or as near thereto as can be estimated, distinguishing the free from the bond, for the year 1843.
16. A Return of all sums advanced out of the General Revenue by the Government to the Corporations of the city of Sydney and town of Melbourne respectively, in aid of the town and police funds.
17. A Return of all revenues transferred from the Government to the Corporations of Sydney and Melbourne respectively, specifying the annual amounts.

2. DR. NICHOLSON to move, that an humble Address be presented to Her Majesty, praying that Her Majesty may be graciously pleased to declare Geelong a free warehousing Port.

ORDERS OF THE DAY.

1. Pawnbrokers' Regulation Bill; second reading.
2. Law of Libel Bill; to be considered in Committee.
3. Country Court of Requests amendment Bill; second reading.

FRIDAY, AUGUST 23.

NOTICES OF MOTION.

1. MR. WINDEYER to move:—

For the appointment of a Select Committee, to enquire into the expense of Public Buildings.

2. That an Address be presented to His Excellency the Governor, praying him to take such steps as may be requisite, to obtain from the Home Government, compensation to the sufferers by the defalcation of the late Sheriff.

ORDERS OF THE DAY.

1. Publicans' Licensing Act amendment Bill; second reading.
2. Fees, Fines, and Penalties Bill; second reading.
3. Melbourne Corporation Act amendment Bill; to be considered in Committee.
4. Sydney Incorporation Act amendment Bill; to be considered in Committee.
5. Medical Witnesses Act amendment Bill; third reading.
6. Customs' Bill; to be further considered in Committee.

CONTINGENT NOTICE OF MOTION.

1. MR. BRADLEY to move, that when the Estimates for the Salaries of Police Magistrates is brought forward, the Petition from the Warden and Councillors of the District of Goulburn, praying for the provision of a Salary for a Police Magistrate for that District, may be taken into consideration.

DOMESTIC INTELLIGENCE.

APPLICATIONS OF INSOLVENTS FOR CERTIFICATES OF DISCHARGE.

THE following is a list of all the applications for certificates of discharge, notified in the *Government Gazette*, containing the dates when the applications were notified, and when they are to be made to the Chief Commissioner.

Name of Applicant.		Date of Application.	When Application is to be made
John Gray	June	22.	Aug. 22.
J. Henry Sullivan	July	8.	Aug. 22.
H. M. Cockburn	July	13.	Aug. 22.
Alex. Livingstone	July	13.	Aug. 22.
Thomas Nimmo	July	13.	Aug. 22.
John Liscombe	July	15.	Aug. 22.
Robert P. Welch, of the late firm of Welch and Eldridge	July	18.	Aug. 22.
John Mackay	July	18.	Aug. 22.
John Rostron	July	1.	Aug. 29.
Thomas King	July	18.	Aug. 29.
Peter M. Hosking	July	18.	Aug. 29.
George Blackman	July	20.	Aug. 29.
Ranald J. M'Donell	July	22.	Aug. 29.
H. E. Robinson	July	22.	Aug. 29.
Joseph Raphael	July	23.	Aug. 29.
Ambrose Eldridge, of the late firm of Welch and Eldridge	July	23.	Aug. 29.
John Dow	July	24.	Aug. 29.
Charles Fairs	July	24.	Aug. 29.
John E. Manning junior	July	29.	Aug. 29.
Joseph S. Evans	July	27.	Sept. 5.
William Bolton	July	27.	Sept. 5.
William T. Boyce	July	27.	Sept. 5.
Thomas Vawser	August	1.	Sept. 5.
C. Luke Bayly	August	1.	Sept. 5.
Henry Hewitt	August	1.	Sept. 5.
Charles Robins	August	1.	Sept. 5.
James Wood	August	2.	Sept. 5.
Robert Wood	August	2.	Sept. 5.
Thos. Coser, Jas. Henderson, and George Wilson, of the late firm of Wilson, Coser, and Henderson	August	8.	Sept. 5.
Robert Broad	July	29.	Sept. 12.
James Keppie	July	17.	Sept. 12.
George Weeks	August	2.	Sept. 12.
Charles M. Clark	August	2.	Sept. 12.
George A. Lowe	August	3.	Sept. 12.
Thomas C. Potts	August	3.	Sept. 12.
C. Cumming Innes	August	6.	Sept. 12.
Willoughby Beadman	August	7.	Sept. 12.
John Miller	August	10.	Sept. 19.
Wm. Stapleton	August	10.	Sept. 19.
Robert Campbell	August	10.	Sept. 19.
Robert Cottrel	August	10.	Sept. 19.
Edwin Withers	August	14.	Sept. 19.
James C. Russell	August	14.	Sept. 19.

GOVERNMENT GAZETTE.

FRIDAY, AUGUST 16, 1844.

COURT OF CLAIMS.

COURT of Claims' Office, August 6, 1844. The following claims for deeds of grant of land and a town allotment will be ready for the examination of the Commissioners at the expiration of two months from this date, before which day any caveat or counter-claim must be entered at this office. Due notice will be given of the days appointed for the hearings.

1232. Samuel Ashmore, of Sydney, merchant, as executor of the late R. C. Pritchett, 36 perches, in the county of Northumberland, parish of Newcastle, town of Newcastle, allotment No. 43. This allotment was originally located by George Lilly, who it is alleged sold to George Stone, who sold to Francis Williams, who sold to Francis Beattie, who sold, it would appear, to Captain Biddulph, from whom it is concluded it passed to Pritchett. As it was to have been leased, the deed will be prepared subject to the conditions of Sir Thomas Brisbane's leases, as required by the applicant.

1233. Charles J. Campbell, of Sydney, as the attorney of Ewen Campbell, of Scotland, in the kingdom of Great Britain, 250 acres, being a moiety of 500 acres promised to Malcolm Campbell, in the county of St. Vincent, near Kiama, in the Illawarra. This is part of 500 acres of land located on an order of Governor Darling's, dated 24th April, 1830, in favour of Malcolm Campbell, deceased, whose heir-at-law, Ewen Campbell, now claims a deed of grant, through his attorney, Charles J. Campbell; the other moiety has been granted to James Marks, in pursuance of the Commissioners' Report on the case No. 337.

OCCUPATION LICENSES.

AT eleven o'clock of Thursday, the 22nd of August, the Colonial Treasurer will put up to Auction, at the Colonial Treasury, in Sydney, the Licenses to occupy under the regulations of 21st August, 1841, the following portions of land, for one year, from the 1st September, 1844. Further information respecting the land, may be obtained from the Surveyor General; and respecting the conditions, from the Colonial Treasurer. The upset price of each lot is £5 per section of 640 acres.

ST. VINCENT.—1. 640 acres, on Cogin Creek, about four miles north-east of Currowan. 2. 640 acres, near Narriga. 17. 1200 acres, at Cyne Mallows, at the confluence of the Clyde with the Cyne Mallows Creek.

NORTHUMBERLAND.—3. 640 acres, at Lake Macquarie, the village reserve of Stinging Ray Point.

PHILLIP.—4. 640 acres, near Bylong, about six miles north of Bylong. 10. 320 acres, near Wollar, the village reserve of Baragan.

KING.—5. 1000 acres, near Jerrara. 6. 920 acres, near Jerrara. 7. 1150 acres, near Nelanglo, near the confluence of Nelanglo Creek with the Yass River.

MURRAY.—8. 850 acres, at Micaligo.

WELLINGTON.—9. 640 acres, at Frederick Valley Creek, about one and a half miles west of the confluence of Lewis Pond with Frederick Valley Creek.

BRISBANE.—11, 12. 640 acres each, at Page's River. 18, 19. 640 acres each, parish of Castle Sempill, at Brush Hill Creek, Hunter River.

CAMDEN.—13. 1060 acres, near Bullio, commencing at the Wollondilly River, at the north-west corner of a measured portion of 820 acres. 14. 1000 acres, near Berrima, about ten miles west of Berrima. 16. 950 acres, near the Bonnum Peak.

WESTMORELAND.—15. 960 acres, near Coolung, about five miles south-east of Coolung.

CUMBERLAND.—20. 640 acres, parish of Bulgo, at Gara.

OCCUPATION LICENSES.

AT eleven o'clock of Thursday, the 22nd of August, will be put up to auction, at the Police Office, Bathurst, the licenses to occupy the following portions of land, for one year, from the 1st September, 1844. Further information respecting the land may be obtained from the Surveyor-General; and respecting the conditions, from the Colonial Treasurer, and at the Police Office of the district. The upset price of each lot is £5 per section of 640 acres.

KING.—1. 320 acres, near Grabine, about four miles from Grabine, part of the village reserve. 2. 640 acres, same place. 11, 12. 640 acres each, near Bramah, about four miles west of the confluence of Bramah Creek with the Lachlan River. 13. 1000 acres, two miles north of Kember.

ROXBURGH.—3. 640 acres, parish of Thornshope. 4. 700 acres, at Diamond Creek.

BATHURST.—5. 1000 acres, parish of Malmsbury. 6. 1050 acres, parish of Vittoria. 9. 640 acres, at Bruinan. 10. 640 acres, at Couracunne.

WESTMORELAND.—7. 1000 acres, at Essington Park. 8. 840 acres, at Wiseman's Creek. 14. 640 acres, at Brisbane Valley.

OCCUPATION LICENSES.

AT eleven o'clock of Thursday, the 22nd of August, will be put up to auction, at the Police Office, Macquarie, the license to occupy the following portion of land, for one year, from the 1st September, 1844. Further information respecting the land may be obtained from the Surveyor-General, and respecting the conditions, from the Colonial Treasurer, and at the Police Office of the district. Upset price £5 per section.

MACQUARIE.—1. 60 acres, at the Manning River, the two islands known by the name of Booroowongary and Coocumbac, situate on the Manning River, opposite William Caswell's 1280 acres grant. 2. 800 acres, on the western branch of Dingo Creek.

OCCUPATION LICENSES.

AT eleven o'clock of Thursday, the 22nd of August, will be put up to auction, at the Police Office, Hartley, the licenses to occupy the following portions of land, for one year, from the 1st September, 1844. Further information respecting the land may be obtained from the Surveyor-General, and respecting the conditions from the Colonial Treasurer, and at the Police Office of the district. The upset price of each lot is £5 per section of 640 acres.

WESTMORELAND.—1. 640 acres, near Ganbenang Swamp. 4. 850 acres, at Cox's River, about three miles west of Bowen's Hollow. 5. 640 acres, parish of Thornshope, near Solitary Creek. 6. 640 acres, same place. 7. 640 acres, at the head of Antonio Creek. 8. 640 acres, near Cox's River, about three miles west of Bowen's Hollow.

OCCUPATION LICENSES.

AT eleven o'clock of Thursday, the 22nd of August, will be put up to auction, at the Police Office, Goulburn, the licenses to occupy the following portions of land, for one year, from the 1st September, 1844. Further information respecting the land may be obtained from the Surveyor-General: and respecting the conditions, from the Colonial Treasurer; and at the Police Office of the district. The upset price of each lot is £5 per section of 640 acres.

ARGYLE.—1, 2. 640 acres each, at Bangalore, near the head of Bangalore Creek. 3. 640 acres, parish of Narringaril. 6. 640 acres, near Mullengullengong, at the head of Limestone Creek.

GEORGIANA.—4, 5. 640 acres, Abercrombie River, at Cobbadong.

LAND SALE.

AT 11 o'clock of Wednesday, the 21st of August, the following Town Allotment of Land will be offered for sale by public auction, at the Survey Office, in Melbourne, Port Phillip, at the upset price affixed to the same. Deposit ten per cent.

TOWN LOT.

MELBOURNE.—1. 1 rood and 36 perches, allotment No. 17 of section 5. Upset price £300 per acre.

COUNTRY LOT.

BOURKE.—1. 640 acres, parish of Yering, section No. 31. Upset price £1 per acre.

LAND SALE.

AT 11 o'clock of Wednesday, the 11th of September, the following portions of Crown Land will be offered for sale by Public Auction, at the Colonial Treasury, in Sydney, at the upset price affixed to each lot respectively. Deposit 10 per cent.

SPECIAL COUNTRY LOTS.

HUNTER.—1. 60 acres, on the Hawkesbury River, at the southernmost corner of Edward Riley's 40 acres. Upset price, £1 5s. per acre There is a hut and shed on this land, and a portion of it (about ten acres) is in cultivation.

COOK.—2. 10 acres, on the Hawkesbury River, commencing at the south-west corner of Samuel Wright's 50 acres. Upset price, £1 10s. per acre. This land has been in cultivation and there is a hut on it, formerly occupied by Heathcote and his wife. 3. 20 acres, at Springwood, on the Sydney and Bathurst Road. 4. 20 acres, at Twenty-mile Hollow, on the Sydney and Bathurst Road.

COUNTRY LOTS.

ST. VINCENT.—5. 41 acres, at Long Point, Shoalhaven River. 6. 50 acres, on the Shoalhaven River. 7. 49 acres, same place. Upset price, £1 per acre.

CAMDEN.—8. 20 acres, Cataract River. 9. 100 acres, at Dapto, Illawarra. Upset price £1 per acre.

CUMBERLAND.—10. 16 acres, parish of Prospect. Upset price £1 per acre.

SUBURBAN LOTS.

PLACE UNNAMED.—11—16. 10 acres each, parish of Newrea, village of Newrea, allotments Nos. 1—6. Upset price £1 per acre.

CUMBERLAND.—17. 20 acres, parish of the Field of Mars. Upset price £1 per acre.

MACQUARIE.—18. 15 acres, on the Coolenberg Creek, commencing at the north-east corner. Upset price £1 per acre.

CAMDEN.—19—21. 23 acres each, near Mount Keera, Illawarra. Upset price £1 per acre.

LAND SALE.

AT eleven o'clock of Thursday, the 12th of September, the following Town Allotments of Land will be offered for sale by public auction, at the Colonial Treasury, in Sydney, at the upset price affixed to each lot respectively. Deposit ten per cent.

TOWN LOTS.

NEWREA.—1—11. 2 roods each, allotments Nos. 1—11 of section 1. Upset price £2 per acre.

LONGBOTTOM.—12—14, 2 roods each, allotments Nos. 10—12 of section 4. 15. 1 rood and 31 perches, No. 13 of section 4. 16. 2 roods and 16 perches, allotment No. 19 of section 5. 17. 2 roods, allotment No. 20 of section 5. Upset price £8 per acre.

BATHURST.—18—26. 2 roods each, allotments Nos. 1—9 of section 31. Upset price £8 per acre.

CARCOAR.—27. 2 roods and 24 perches, allotment No. 5 of section 15. 28. 2 roods and 16 perches, No. 6 of section 15. 29, 30. 2 roods each, Nos. 7 and 8 of section 15. 31. 2 acres and 20 perches, No. 9 of section 15. 32. 2 roods and 30 perches, No. 8 of section 17. 33. 2 acres and 32 perches, No. 9 of section 17. Upset price £8 per acre.

PARRAMATTA.—34. 35½ perches, allotment No. 3 of section 43. 35. 36 perches, No. 4 of section 43. Upset price £25 per acre.

SYDNEY.—36—41. 6 perches each, allotments Nos. 9—14, having frontages to George-street South of 20 feet each, and also to a lane. Upset price £7 per foot of frontage.

LAND SALE.

AT 11 o'clock of Wednesday, 25th September, the following town and suburban lots of land will be offered for sale by public auction, at the Police Office, Brisbane, Moreton Bay, at the upset price affixed to each lot respectively. Deposit 10 per cent.

TOWN LOTS.

NORTH BRISBANE.—1, 2. Thirty-six perches each, allotments Nos. 1 and 20 of section 11. Upset price £22 10s. per allotment.

SOUTH BRISBANE.—3—9. Thirty-six perches each, allotments Nos. 1, 4, and 7 of section 1; and 13—16 of section 4. Upset price £22 10s. per allotment.

SUBURBAN LOTS.

STANLEY.—1. 5 acres, 3 roods, and 4 perches, No. 10, of the eastern suburban allotments, near North Brisbane; 2. 5 acres, 2 roods, and 32 perches, No. 11, same place; 3. 6 acres, 1 rood, and 35 perches, No. 12, same place; 4. 7 acres, 2 roods, and 12 perches, No. 13, same place; 5. 10 acres, 1 rood, and 5 perches, No. 14, same place; 6. 11 acres, 1 rood, and 16 perches, No. 15, same place; 7. 13 acres and 20 perches, No. 16, same place; 8. 10 acres, 2 roods, and 35 perches, No. 17, same place; 9. 13 acres, 1 rood, and 2 perches, No. 18, same place; 10. 21 acres, 3 roods, and 4 perches, No. 19, same place; 11. 19 acres, 3 roods, and 8 perches, No. 20, same place; 12. 16 acres and 2 roods, No. 21, same place; 13. 18 acres, 2 roods, and 32 perches, No. 22, same place; 14. 3 acres, 3 roods, and 18 perches, No. 7, same place: upset price £3 per acres. 15. 18 acres, 2 roods, and 25 perces, No. 25, same place; 16. 17 acres and 1 rood, No 26, same place: upset price £2 per acre. 17, 18. 1 acre, 1 rood, and 9 perches each, at Kangaroo Point, suburban allotments Nos. 5 and 9: upset price £5 per acre.

COURT OF CLAIMS.—The Commissioners will investigate the following Claims to Town Allotments, for Deeds of Grant, on Monday, the 26th August, and the following days, at 11 o'clock: 1229. Nathaniel Payten and James Houison, of Parramatta, builders; solicitor A. Hayward, Esq. 1230. Edward New, James Houison, and James Pye, all of Parramatta; solicitor A. Hayward, Esq. 1231. Samuel Ashmore, of Sydney, merchant, as Executor of the late R. C. Pritchett.

ENGLISH EXTRACTS.

FASHIONS FOR MAY.—Caps: The most decided favourite style of cap is that made of tulle cheffonné interspersed with clusters of heath, or any very small flowers. Those caps made entirely plain upon the forehead, are now much in vogue—a broad curtain is placed at the back, headed with a wreath of flowers or leaves, and which only reaches to just the ears on each side, where it is attached with a bunch or cluster of the same; or instead of the wreath and bavolet, may be placed à point, encircled with a fluted tulle, or what is still prettier, covered with raised lappets à la Paysanne, attached upon the top of the head with a triple bonke (or loops) of gauze ribbon of two colours.—Bonnets: The form of those for the new season is as distinguished looking as they are pretty. We have seen several of straw coloured satin, covered with crêpe of the same hue, and trimmed simply with ribbons pareil to the satin, and figured with a cerise-coloured stripe; the under part of the brim decorated with sprigs of geranium and the Spanish jasmine; others in white satin, trimmed with lace, and fullings of tulle in the interior: or those in pink gros de Naples covered with a rich appliqué lace, and having for an ornament a branch of roses intermixed with branches of currants. Nothing can be fresher or prettier than those in Gros de Naples, trimmed with French lace, and decorated with a feuillage de plume. The flowers most in request for the ornamenting of those elegant hats worn by most of our elegantes, the jasmine, the hyacinth, the white lilac, and roses of every description. For white straw bonnets, the saules marabouts, put on in clusters, are all the fashion, with the addition of a light kind of aerial looking veil. The colours most prevailing for bonnets will be sky blue, jonquil, lilac, pink, straw colour, and verdant green. Several mixed colours will also be brought into vogue, and ribbons will be mostly of oriental hues. The form of these bonnets is rather small, with deep bavolets, and the feathers are again commencing to be worn flat on the crown.—Dresses: The new cut and novel appearance of those dresses which have the corsage opening in the front, caused them to be adopted for almost every style of dress, at once combining elegance, ease, and comfort. The high corsages, amazons, and demi-moutants are in great vogue, and the embroideries destined for those dresses of the season are well worthy attention. Les chicorée ruches, the trimmings fontanges, and the biais gothiques, are all and each of them made up with such extreme taste, that nothing can equal the invention and perfection to which they have been brought. The ceintures of robes de ville are mostly formed round, and very low upon the hips, and the skirts immensely wide and very long. The abundance of pretty novelties in fancy trimmings for the decorating of summer dresses are almost endless; amongst them we must not forget mentioning the franges guipures, much of the same colour as the dress, and decorating the skirt in three rows: it is also used for the ornamenting of mantilles and silk shawls. Straw bonnets are now worn by all classes, never were they more in favour; and, above all, the pailles de riz, with their feathers and flowers; some of these have the front formed half of lace. We have seen some very elegant ones decorated with shaded marabouts, and branches of lilac, or tufts of the lily of the valley. There is also the fancy straws, with their large shaded feather, or what is simpler, trimmed with plaided ribbons brochées, and intermixed with folds of crêpe lisse, the under part of the brim trimmed with a fulling of white and coloured tulle. The Italian sewn straws, when very fine, are much in request, ornamented with feathers or some beautiful flower. For a morning wear, or a young ladies' toilette, they have the crown made of poult de soie, pareil to the lining of the front. Fashionable colours for the present month are now commencing to be of the gayest tints, such as pale pink, bordering on cerise, blue lilacs, and greens of every shade, straw colour, peach, and shots and shaded tints.—*World of Fashion.*

THE ADMIRALS' GOOD-SERVICE PENSION.—The Right Hon. the Earl of Haddington, on being brought acquainted with the decease of Sir J. Brenton, and the consequent reversion of the good-service pension of £300 per annum, immediately marked the approbation of the admiralty and the country generally of the eminent services in China of the gallant Commander in Chief Vice Admiral Sir W. Parker, G.C.B., by conferring it on that distinguished officer.—*Standard.*

In the course of the Irish state trial, Mr. Whiteside quoted an extraordinary figure once used by an advocate; "I smell a rat—I see it brewing in the storm—and I will crush it in the bud!"

A new Dublin journal announces, in its prospectus, that "*Foreign* parliamentary reports will be given until the *Irish* parliament is restored.

SALES BY AUCTION.

TO DRAPERS, DEALERS, AND OTHERS.

R. FAWCETT will sell by public auction, at his Commercial Sale Rooms, adjoining the Bank of New South Wales,

THIS DAY, THE 19TH INSTANT,

At half-past ten o'clock precisely,

One case assorted hosiery, consisting of women's white and black cotton, black worsted, and cashmere hose, men's brown coloured and regatta half hose, children's white and striped super socks, cotton braces, &c.
Two cases town prints, fast colours and fashionable styles
One case 9-8 fancy chintz prints
One case regatta stripes
One case printed over-lengths
One bale heavy 11-4 Witney blankets
One case stout Wigan and domestic sheeting
Two bales super calicoes
Two cases bleached sheetings
Three bales grey shirtings and sheetings, 30 to 73 inches
One case fancy checked muslins
One case rich Swiss prints and red cloth
One case assorted Silecias
One case white rolled jaconets
One case rich mousseline de laine dresses
Two bales chintz counterpanes
One bale Saxony flannels
One bale spotted Guernsey frocks
One bale Lancashire flannels
One case brown hollands
One case furniture prints
One trunk superfine blue cloth jackets
One case duck trousers
One case merino, worsted, and yarn frocks
One case children's merino socks
One case best black beaver hats, &c., &c.

Terms at sale. 2252

JUST LANDED.

TO IRONMONGERS, BLACKSMITHS, AND OTHERS.

The finest Assortment of SQUARE, ROD, ROUND, and BAR IRON, ever brought to the hammer.

MR. SAMUEL LYONS will sell by auction, at his Mart, George-street and Charlotte-place,

THIS DAY, 19TH INSTANT,

At Eleven o'clock precisely,

About twenty tons of the best assorted Square, Round, and Flat Iron ever brought into the colony, and well worthy the attention of ironmongers, blacksmiths, and all parties requiring such for their own use.

Also, forty casks NAILS.

Terms at sale. 2223

SUPERIOR CAB PHAETON, FOR ONE OR TWO HORSES.

MR. SAMUEL LYONS will sell by auction, at his Mart, corner of George-street and Charlotte-place,

THIS DAY, 19TH AUGUST,

At Eleven o'clock,

A Cab Phaeton (in good condition) with patent axles, pole and shafts, lamps, &c., complete, for one or two horses

With a set of double Harness.

Terms at sale. 2197

TWO VALUABLE ENTIRE HORSES

MR. BLACKMAN will sell by auction, at his Rooms, 489, George-street, Sydney, on

FRIDAY, THE 23RD INSTANT,

At Eleven o'clock precisely,

One dark bay ENTIRE HORSE, sixteen and a half hands high, got by Old Lincoln, out of an excellent Clydesdale Mare. He is about seven years old.

ALSO,

One light bay ENTIRE HORSE, sixteen or seventeen hands high, rising four years old, got by old Lincoln out of a first-rate Hector Mare. *This Horse is an excellent coacher.*

Terms at sale.

N.B. The above Horses will be at the Livery Stables of Mr. Alexander, Pitt-street, on Thursday next, the day preceding the day of sale. 2258

PART OF THE CELEBRATED FIVE DOCK FARM.

Seventeen acres, three roods, and thirty perches, with an extensive frontage to *Lyons's Road*, and also to the *Waters of Five Dock Bay.*

MR. BLACKMAN has received instructions to sell by public auction, on

TUESDAY, THE 27TH INSTANT,

at his Rooms, 489, George-street,

At twelve o'clock precisely,

All that parcel of land, containing by admeasurement seventeen acres three roods and thirty-five perches, more or less, situated in the district of York-place, in the county of Cumberland, in the colony aforesaid, commencing on the west side of Lyons's Road, opposite to the corner of King's Road, distant forty-three chains fifty links, bounded towards the east by that road, south (42°) forty-two degrees west seven chains eighty links towards the south by a line west (42°) forty-two degrees north one chain fifty links to Five Dock Bay, towards the west by that Bay, and towards the north by a line east (42°) forty-two degrees south twenty-three chains to the commencing point, which said parcel of land was conveyed to the said Roger Murphy, his heirs, and assigns, by indenture of lease and release, the latter dated the fifteenth day of May, one thousand, eight hundred, and thirty-nine, made between Samuel Lyons of the one part, and the said Roger Murphy of the other part.

Terms and conditions at time of sale.

N.B.—Plan of the above property may be seen at the office of the auctioneer. 1948

ONLY THREE HOUSES, IN CHIPPENDALE-PLACE WEST.

MR. STUBBS is directed to put up to Public Auction, at the Mart, King-street,

THIS DAY, 19TH AUGUST,

At Twelve o'clock,

The following Freehold Estate, viz.:—

Lot No. 1.—An Allotment of Land, twenty-six feet by forty-eight (more or less) having thereon erected, in Chippendale-place West, near Messrs. Tegg and Dalton's, TWO STONE-BUILT PLASTERED HOUSES, with two floors each, glazed windows, and comfortably finished off, with two rooms each.

ALSO,

A SMALL COTTAGE at the back, good well of water—the whole fenced in.

Terms—Twenty-five per cent. cash deposit, and the residue when the title is completed.

P. S.—There's no mistake about this property if any *new arrival* should want such a place—it will go cheap, and may be had for whatever it will fetch. 2202

MESSUAGE AND LAND AT PORT MACQUARIE.

MR. BLACKMAN will sell by auction, by order of the Mortgagee, at the Auction Rooms, George-street, Sydney, on

TUESDAY, THE 20TH DAY OF AUGUST,

At twelve o'clock precisely,

All that parcel of Land situate in the Town of Port Macquarie, in the Colony of New South Wales, containing by admeasurement twenty perches, or thereabouts, being part and parcel of Allotment number one, of Section number four, and bounded on the North by Clarence-street, commencing at the north-eastern corner of the said Allotment, forty-one feet six inches on the west, by a line running South two chains on the South, by a line running East, forty-one feet six inches, and on the East by a line at right angles to the East line two chains to the commencing point, and which said Allotment, known as Allotment number one of Section number four, was sold as Lot number ten in pursuance of Advertisement of 22nd September, 1835, and granted to one Thomas Constant Paggett Morton, by Deed Poll, under the hand and seal of Sir Richard Bourke, bearing date the 8th day of February, 1836; together with the Capital Messuage or Tenement, out-offices, and all other erections and buildings erected and built on the said parcel of Land.

For further particulars apply to Messrs. Carr, Rogers, and Owen, George-street, Sydney, or to the Auctioneer.

Terms and Conditions at Sale. 1295

A CERTAIN INCOME,

Arising from the Rent of

FIRST-RATE CITY PROPERTY,

Producing £220 per annum,

TO BE SOLD BY AUCTION.

BY MR. SAMUEL LYONS,

IN TWO LOTS,

Occupying 1 rood and 17 perches of Ground,

THIS DAY, THE 19TH INSTANT,

At his Mart, George-street and Charlotte-place, at Twelve o'clock precisely.

SUCH an opportunity as is here offered for the investment of Capital is seldom to be met with, even in the present state of affairs, in which it is notorious that scarcely any description of property, if brought into the market, has a chance of realizing any thing near its value;—

It is therefore evident now is the time for the JUDICIOUS CAPITALIST, or Speculator, to lay out his money to the greatest advantage.

LOT 1.

A CERTAIN GROUND-RENT OF £50 PER ANNUM, payable quarterly, for about fifteen years and a half, secured on the following property, which will revert to the purchaser at the expiration of that period.

A House in George-street North, opposite the Dockyard, occupied by Mr. Sullivan, at a rental of £78 per annum.

Two Houses in the rear, bounded by Harrington-lane, let for £26 each per annum.

So that the whole buildings on this lot produce, at the present depressed rate of rents, £130 per annum, to which income, at the expiration of the Lease of the Ground to Mr. Reynolds (on which the Houses are erected), viz., 15½ YEARS HENCE, the purchaser will be entitled, as well as to the Buildings themselves, and all improvements, without any remuneration to the above Lessee for his outlay and trouble in erecting them.

TERMS FOR LOT I.

Thirty per cent. cash deposit on the fall of the hammer, the residue by endorsed bills at three and six months from day of sale, subject to the Auctioneer's approval.

LOT II.

A CERTAIN GROUND RENT OF £170 A YEAR, payable quarterly, for about 16 years; secured on the following property, which will revert to the purchaser, at the expiration of that period:—

The NEW YORK HOTEL, at the corner of Argyle and George streets, near the Custom House.

THE DWELLING HOUSE, TIMBER YARD, AND EXTENSIVE PREMISES of Mr. Michael Gannon, in Argyle-street, and

Another HOUSE in Argyle-street.

IN GEORGE-STREET,

Opposite the Dock Yard, are

THE STORES LATELY HELD BY MR. ROSS.

A Shop and Dwelling-house, occupied by Mr. Thomas Griffiths, adjoining the Hotel.

The present low Rents of the whole are worth about £600 a year.

The Land occupied by the above Buildings was let to Mr. Gannon for twenty-one years, at £170 a year; five years of the Lease expired on the 1st of July last, consequently nearly sixteen years have yet to elapse; at the termination of that period, the whole of the buildings and whatever improvements may have been made will become the property of the present purchaser, without any remuneration to the above Lessee for his outlay and trouble in erecting them.

TERMS FOR LOT II.

Thirty per cent. cash deposit, on the fall of the hammer; the residue may remain on mortgage for eighteen months, at 8 per cent. per annum.

It is worthy of remark that the above valuable property is situated in one of the most improving parts of the City of Sydney. The intended communication by the "New Cut" through Argyle-street, to Kent-street, is fast approaching to completion, and will considerably enhance the value of all ground in that direction; while on the other hand, the "New Circular Wharf" will pass immediately in front of the above described premises, which will become

THE FREEHOLD PROPERTY

Of the present purchasers in less than sixteen years.

The Auctioneer invites parties to inspect the property as well as

THE PLAN ON VIEW AT THE MART.

1859

COUNTRY ESTATES AT ILLAWARRA AND BRISBANE WATER.

IN THE ESTATE OF THE LATE MR. BLANCH.

By order of the Mortgagees, and with the consent of all Parties interested.

MR. STUBBS is instructed to sell by auction, at the Mart, King-street, on

WEDNESDAY, THE 28TH DAY OF AUGUST, 1844,

(Immediately after the sale of the George-street property,) viz.:—

ILLAWARRA, 200 ACRES.

All that parcel of Land, containing by admeasurement two hundred acres, more or less, &c., at Illawarra, (being part of Edward Robert Stack's three hundred acres, commencing on the Mullet Creek, at the north-west corner of G. Molles's grant of three hundred acres; and bounded on the south by that grant and part of G. W. Paul's grant of six hundred acres, being a line bearing west one hundred and three chains and fifty links; on the north by part of James Stack's grant of one hundred acres, being a line bearing north thirteen chains and thirty-three links; on the dividing line bearing east ninety-five chains ninety links, to a small branch of Mullet Creek, and on the east corner of G. Molles's grant aforesaid.

BRISBANE WATER, 100 ACRES,

AND ALSO,

All that parcel of land, containing by admeasurement one hundred acres, more or less situate in the county of Northumberland and parish of ——, at Brisbane Water.

Bounded on the east by a line south eighteen chains of Lowry's west boundary, commencing at Brisbane Water; on the south by Geary's farm; on the west by a line north to Brisbane Water; and on the other sides by Brisbane Water.

Terms made known at sale. 1805

LICENSED HOUSE AND A FULL TRADE.

THE TRAVELLER'S HOME INN, BANK'S TOWN, LIVERPOOL ROAD.

WITH TWENTY ACRES OF LAND,

TWELVE MILES FROM THE BOUNDARY STONE.

MR. STUBBS announces instructions received to bring to public sale,

ON WEDNESDAY, THE 28TH DAY OF AUGUST, 1844,

At the Mart, King-street,

Sale to commence at twelve o'clock precisely,

All the above improving valuable Estate, now let to Mr. Gregory How, of Parramatta, at the low rent of £30 per annum, from 1st October next, and thus described by the proprietor, viz.:

THE INN, OUT-BUILDINGS, PREMISES, STABLING, STOREHOUSE, YARDS, GARDEN newly paled in, with ten acres cleared, the rest unworked;

Comprising

A newly erected brick-built House, in a most delightful situation, having a verandah in front, and three large rooms, tap, parlour, and bar.

IN THE REAR

Four bed-rooms equally convenient, a detached kitchen, store, good brick oven, with six-stall stable, milking yard, calf pen, garden, and paled in yard.

THE LICENSE,

Sign and board will go with the house, and when it is recollected that this Estate has some twenty-three roods frontage to the Liverpool Road, and one hundred and thirty odd roods back, the value of what it is honestly worth is easily come at, and any

NEWLY-MARRIED COUPLE

or MILITARY MAN, retired from his regiment, cannot possibly do better than at once buy this property; his interest of money is sure, or if rent is not paid up punctually, there is always a good home and ready money business to go to at any time—and nothing beats a good public house after all,

Title unexceptionable.

Terms.—Half the purchase money to be paid down at the fall of the hammer; residue by three, six, and nine months' approved bills from day of sale. 2224

POSITIVELY FIXED FOR WEDNESDAY, 28TH AUGUST, 1844.

BLANCH'S GEORGE-STREET PROPERTY.

NEXT THE ROYAL HOTEL.

By order of the Mortgagees, and with the consent of all Parties interested.

MR. STUBBS is honored with instructions to announce to Capitalists, Moneyed Men, and all Persons interested in the purchase of most unexceptionable

CITY AND FREEHOLD ESTATES,

That he will submit to public competition, and sell by auction, on the PREMISES, George-street, at 12 o'clock precisely,

ON WEDNESDAY, THE 28TH DAY OF AUGUST, 1844,

All the Town Property and Estate of the late Mr. James Blanch, Ironmonger, George-street, consisting of Houses, Manufactory, Brass Foundry, Watchmakers and Grocers Shops, Yards, Premises, and Stone Store,

VIZ.:—

Lot 1—No. 69, George-street, let to Mr. Cohen, Watch and Chronometer Maker, at £160 per annum, for five years

„ 2—No. 70, George-street, let to Messrs. Benham and Co., Family Grocers, at £125 per annum

„ 3—No. 71, George-street, let to Messrs. Bowden and Porter (Australian Ironmongery Warehouse), at £250 per annum

„ 4—Brass Foundry Establishment, with Workshops, Sheds, and Casting Department, let to Mr. Russell at £100 per annum

„ 5—Stone Store, three floors, just the thing for a young merchant.

OBSERVE.—This Property, it must be admitted, is of the most valuable description; it is positively in the heart and most busy part of the City, and is connected by George-street, with the trade and commerce of the harbour, which is capable of holding and sheltering the navies of all Europe, and it benefits daily and hourly by the ready money trade passing from hand to hand, which ultimately finds its way into the coffers of the leading establishments of this great property.

ADVANTAGE OF PURCHASE.

TITLE—Grant from the Crown to James Blanch, deceased.

Most central spot for business, sure rental, and good tenants.

Terms—liberal.

THE SITUATION IS ALSO IMPORTANT.

1. For a large coaching concern, posting, and general booking office for the colony.
2. Livery stables and central cab proprietary.
3. Carriage bazaar and repository.
4. Foundry and smithy.
5. Veterinarium, public riding school, &c.

With these important recommendations, known to every man that goes up or down George-street, Mr. Stubbs respectfully premises that it might be deemed superfluous to give further description.

For particulars of title apply to Messrs. Carr, Rogers, and Owen, solicitors, George-street, or to Messrs. Holden, Chambers, and Macarthy, solicitors, corner of George and King Streets. 1802

AT THE APPIN POUND, WITHOUT RESERVE.

DAIRY COWS, HORSES, &c.

MR. CHARLES BECK will sell by auction, in the Pound, at Appin, on

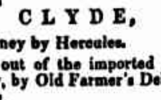
TUESDAY, THE 20TH INSTANT,

At Twelve o'clock,

The following cattle, &c, which require no further comment from the Auctioneer than that they are part of the stock of the Lachlan Vale Estate, and the Milkmen of Sydney should be on the look-out as many of the Cows are now in full milk, and others springing.

30 Prime dairy cows
10 Heifers
20 Steers
1 Team working bullocks
7 Mares and horses
A lot of pigs, farming implements, &c.

Terms—Cash. 2051



TO STAND THIS SEASON, at Arthursleigh, Argyle, the pure Clydesdale Stallion

CLYDE,

out of Whinney by Hercules.

Whinney out of the imported Clydesdale Mare Lively, by Old Farmer's Delight.

Terms, £2.

ALSO,—

The imported Chilian Donkey,

SANTIAGO.

Terms, £1 10s.

N.B.—Good Paddocks provided, every possible care bestowed on all Mares sent; but no risk incurred.

All Mares to be paid for, and removed, on or before January 1, 1845.

2163 G. F. MACARTHUR.

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